

COPYRIGHT 1971

BY

CABELL LEE HIGGINBOTHAM

Printed in the United States of America

by

J. P. Bell Company, Lynchburg, Virginia



HIGGINBOTHAM  
*Coat of Arms*

# The Higginbotham Family

BY WILLIAM MONTGOMERY SWEENEY

Great-great-grandson of Captain Aaron and Clara (Graves) Higginbotham, and great-great-grandson of William and Rachel (Higginbotham) Morrison.

Higginbotham. "Arms, *Ar.* a rose *gu.*, barbed *vert*, seeded *or.* Crest, a dexter and a sinister arm discharging an arrow from a bow, all *proper.*" (*Burke's Armory*)

In the sixteen century the name Higginbotham (and variants of the name), was found in several counties of England, especially in Lancashire and Cheshire. I have been able to find the following: "About 1522 the boundaries of Marple [Cheshire, England], were disputed, when a number of the oldest inhabitants gave evidence. Ottywell Higginbotham, fourscore years and more."<sup>1</sup>

"The names of all singular Knights, Esquires, Gentlemen and Freeholders in Com. Cestriae.

Harl. 1424 fol. 7 Harl. 1505.

Maxfeild Hundred.  
1580

Ano 1579, 22<sup>o</sup> Eliz.

Nico Hichingbotham of Moorepoole."<sup>2</sup>

The parish registers of one town, alone, (Stockport, Cheshire, England), contains 88 references to Higginbothams between the years 1584 and 1620.

"For many years . . . Nicholas Heginbotham appears as the Warden for Marple Chapel in the lists of the officials to the parish church of Stockport.

"Nicholas Higginbotham [Gentleman], as he spelled his name when he was Steward of Stockport about the middle of the seventeenth century, was a very influential person in this district, and was highly thought of as a lawyer and deputy-steward for Sir William Brereton, of Handford. . . . He took a very prominent part in support of the Government of that day, and his name appears in several portions of the Sequestrators' accounts in the British Museum.

Item paid the 20 May, 1645, to Nicholas Higginbotham by the appoint't of Sir William Brereton for his paines in providing Drums and Pikes for the garrison in Wirrall, and carriages to carry them to the same Garryson. £ 2 0 0

Item pd. to the said Nicholas for monies layd out for him for a drum. 0 17 0

Nico Heginbotham, Stockport: *Ancient and Modern*, Vol. II, p. 184. *Annals of Harleian Society*, Vol. 93, p. 9.

The Higginbotham Family  
William Montgomery Sweeney  
J. P. Bell Co., Syracuse 1971

"About the middle of the seventeenth century Nicholas Higginbotham obtained . . . a most valuable manuscript, which he presented to the library of Chetham College at Manchester. Upon the title-page of the MS. is written this inscription: 'LIBER MONASTERII, SIVE FLORES MONASTERII PER MATHEUM WESTMONASTERIENSEM ALIAS FLORE BOTOME GUM COLLECTI. EX DONO NICHII HIGGINBOTHAMI DE STOCKPORT GENOSI S. IBIDEM SCUTTI, 1657.'"<sup>3</sup>

Among a list of freeholders of Cheshire in 1662 and owners of land in Marple: And. Heginbotham, and in 1672: Ottiwell Heginbothome, Oliver Heginbotham and Robert Heginbotham.<sup>4</sup>

Members of the Cheshire branch of the family settled at an early date in Barbados, B.W.I., and among the probate acts of Prerogative Court of Chancery (in London), we find a will of Orwell Higginbotham, "17 Sept. 1649, in Barbados, being bound in a voyage for England," in which he makes bequests to "my father Oliver Higginbotham and Anne my mother," son William Higginbotham; daughter Anne Higginbotham; brothers William, John and Oliver Higginbotham; "to my cosen Captain John Higginbotham in the Barbados," and to cosens John, Joan, Martha, Alice, Sara, Priscilla and Mary, children of Captain John Higginbotham. Nicholas Higginbotham, of Cheshire (England), and Captain John Higginbotham, of Barbados, are named as executors of the will which was proved (in England), 30 Jan. 1651-52."<sup>5</sup>

Captain John Higginbotham, Sr., (Lieutenant-Colonel in his will) was a wealthy and influential planter of Barbados, whose will was entered for probate (in Barbados), November 27, 1673. He is mentioned in "A List of names of the Inhabitants of Barbados in the year 1638, who then possessed more than ten acres of land."<sup>6</sup> He may be identical with the "Jo. Hickcombottom, 24 years old," who was a passenger on the Bonaventure, sailing from London for Virginia in 1634.<sup>7</sup>

In a list of "Gentlemen of the country," (Barbados) about the year 1666, we find mentioned: "Lt. Coll. Higginbothome, Lt. Coll. Rich<sup>d</sup> Bayley & Majr W<sup>m</sup> Bates, stout men and fit for command."<sup>8</sup>

On 12th August, 1668, proposals were made to the Lord Proprietors of Caroline, by "several gentlemen and persons of good

<sup>3</sup> Henry Heginbotham, *STOCKPORT: ANCIENT and MODERN*, Vol. II, pp. 301, 359.

<sup>4</sup> *Ibid.*, p. 185.

<sup>5</sup> *Probate Acts of the Prerogative Court of Chancery*. London, 1702: and transcript of original will in my possession.

<sup>6</sup> *Memoirs of the First settlement of Barbados, etc.*, London, 1743.

<sup>7</sup> *Hotten's: List of Emigrants*, p. 36.

<sup>8</sup> B. P. R. O. *Col. Papers*, Vol. 20.

quality," in the island of Barbados, for a settlement in Carolina, between Cape Fear and Florida. In the same year commissioners were sent from Barbados to explore the Cape Fear River, and their favorable report of the country and its advantages for settlers, resulted in a settlement, or, rather, two settlements, for about the same time proposals were also opened between the Lord Proprietors and Major William Yeamans, a high official of Barbados, and others, for a settlement on the Cape Fear. Unhappily, however, the two settlements "broke up in the summer or early fall of 1667," some of the settlers going up "to the Albemarle settlement and to Nansemond County in Virginia in part and in part to Boston."

It is possible that Captain John Higinbotham, Sr., was interested in the Cape Fear settlement and that some of his family settled there, and went thence to Nansemond County, Virginia where we find the name of record in the years 1783 and 1784.

There is also record of a William "Higgumbothum" in Lower Norfolk, Virginia in February 1653/54.<sup>10</sup>

A William Higginbottom was claimed as a headright by Captain Edward Streater, 19 March 1657, when he patented 3000 acres of land in Northumberland County, Virginia.<sup>11</sup>

The will of Lieut.-Colonel John Higginbotham, Sr.

In the Name of God Amen I John Higinbotham of the Island of Barbados and parish of St. Philip Senr being but feeble and weak in body but God be praised of Sound and perfect memory do make this my Last Will and Testament revoking all other and former wills whatsoever proceeding This nineteenth day of September one thousand Six hundred Seventy and two as followeth viz.

Imprimiss I bequeath my Soule into the hands of Almighty God my maker and Redeemer And my body to the earth from whence it came to be decently interred by my wife and children and what estate God hath lent me reall and personall I dispose there of as followeth.

Imprimiss I Give and bequeath unto my Son Capt. John Higinbotham Two thousand pounds of Muscavada Sugar as an addition to such portion I have already given unto him and his heirs forever as stated and Settled him in being about Seventy acres of land in and about the and out parks where of he is already possessed but my Debts being great and my wife be left to

*Colonial Records of North Carolina*, preface Vol. i, pp. X, XII, and XIV, and p. 67.

<sup>10</sup> *Beverly Fleet, Virginia Colonial Abstracts*, Vol. 31, p. 88.

<sup>11</sup> *Well Marion Nugent, Cavaliers and Pioneers*, Vol. 1, p. 358.

pay same and all Legacies by this my Will bequeathed after my decease I cannot give my said son any more Lands but if his mother my wife Survive to pay all my just debts and Legacies and portions to all the rest of our children and he be dutiful and obedient son unto her she may according to her ability add if she please unto his portion hereby given him it being in that particular left by me to will and pleasure I also acquit him and his heirs of all account whatsoever proceedings the day in which I sold unto him and left Samuel Turney the Work and about sixty acres of land therewith either for his Voyage unto Jamaica and New England and charge thereof or any other thing he doing the like unto my executrix and her heirs and assigns and I also give him sixty feet Square of my Land on Carlisle Bay between Mrs. Griffins house and the sea side to him and his heirs for ever. Item I give unto Charles Higginbotham my Grandson One thousand pounds of Sugar and to his two sisters namely Jane and Millicent five hundred pounds of Sugar each with said three Sums are to be paid them respectively at the age of fifteen years if they Survive till that age to receive the Same.

Item I give unto my daughter Joane Waitte two thousand pounds of Sugar to be paid unto her within fourteen months after my decease and to her four children namely Thomas Gibbs, John Gibbs, Higginbotham Gibbs and Jane Gibbs one thousand pounds of Sugar each to be paid them at their Age respectively of Twenty and one years the two sons but the two daughters at the age of fifteen years of age if they live severally to receive the same And I do quit claime unto my said daughter Jane Waitte and her heirs of all the plantation whereon she now lives being fifty and odd acres which was near before this alienated to her deceased husband and Thos. Gibbs now herself she giving equall portions unto her fornamed four children or the Survivors of them when they come to twenty and one years respectively only I desire that Thomas Gibbs her eldest son may have to his portion the sume of four thousand pounds of Sugar more than any of her three younger children aforesaid.

Item I give and bequeath unto my daughter Martha Knightly Three thousand pounds of Sugar to be paid her two years after my decease and I give unto her three children namely Shedon Knightly, John Knightly and Martha Knightly all that my plantation in the Thicketts where on their mother and they now live Containing about Twenty and five acres together with all the housing thereon built with all other profits & advantages thereunto belonging or any way appertaining to be equally divided between them three children or the Survivor of them when the eldest Son namely Shedon Knightly attains to the age of twenty and one years and I also give all the negroes that are at present on the said plantation namely Sampon and his wife Mingo, Wenbar and his child and Pesor unto my said three

Grandchildren to be equally divided in the Same manner and at the same time that the said plantation & appertanances are to be divided amongst them—But is my will that my said daughter Martha Knightly shall have the sole management and improvement of my said estate namely the plantation and negroes in the meantime for her and her said childrens Livelyhood and maintenance and not other wise or Six thousand pounds of Suger a piece at the discretion of my executors.

Item I give and bequeath unto my daughter May Townsend wife of Lieut. Richard Townsend the Sume of two thousand pounds of Sugar to be paid unto her two years next after my decease if she live so long to receive the same and to her said husband five hundred pounds of Sugar to be paid to him fifteen months next after my decease and I also give unto my three [grand]children namely Thomas Townsend, Alice Townsend and Jno Townsend five hundred pounds of Sugar each to be paid them respectively at their ages of fifteen years if they live to those ages to receive the same and I also give to the child where with my said Daughter Mary Townsend now goeth the sum of five hundred pounds of Sugar if it live to twelve years of age to receive the same whether it please God it be a son or daughter.

Item I give unto Nicholas Buckerfield late husband of my deceased God daughter Alice the sum of two hundred pounds of Sugar And I give to his two sons my Grandchildren namely Nicholas and Higginbotham Buckerfield one thousand pounds of Sugar each to be paid them at twelve years of age respectively if they live to the said age Severally to receive the same.

Item I give & bequeath unto my daughter Sarah Higginbotham and her heirs forever fourteen acres of my land next adjoining unto Mr. Francis Detheshshire and from Exors long gulley Square over to Dr. Thomas Parkins live with this proviso only that all such crops of Vingar cane corn or any provisions that shall be growing or being thereon at the time of my decease. My wife her mother shall have and enjoy the full half part of all crop or crops for one Cropp and Sarah the other also I give her one negro woman called New Judy and one negro wench Ocain and one girl called Black Jane unto her that I formerly gave her one good twined bedsted of Bully tree and Cedar Tester and the sum of four thousand pounds of Muscavado Sugar to be paid unto her by one thousand pounds thereof yearly during the said four years provided my said daughter survive after my decease to be poest in and of the said land, negroes and the rest bequeath her hereby also it is my will that my said daughter Sarah shall have decent maintenance of clothing diet and Lodging out of my whole estate for the space of one year next after my decease being obedient and dutifull unto her Mother.

Item I give and bequeath unto my daughter Pricilla Long the sum of three thousand pounds of Sugar to be paid unto her

by one thousand there of yearly and I give unto her two daughters (*viz*) Merandila Clenen and Millicent Clenen four hundred pounds of Sugar each when they come respectively to the age of eighteen years.

Item I give and bequeath unto my grand daughter Jane Bellefe The sum of one thousand pounds of sugar to be paid her when she comes to the age of Twenty and one years if she lives to that age to receive the same And it is my will that she shall have her maintenance and breeding in the meantime or till the day of her marriage if it shall happen before the said time and not be charged for the same or what charge is already past or charged for if my wife her Grandmother my executrix find her dutiful and obedient unto her and deserving thereof or otherwise if her Grandmother see fit she may charge her therewith But it is my full desire that the said Jane Shall have all her stock of Cattle and Sheep with the increase thereof and be paid by my executrix all such goods of hers that be in my hands or what is fully due and owing her from any other person the particulars thereof are mentioned in and account Kept for her and will appear in my writings I say she is not to be charged for maintenance as aforesaid except my executrix please.

Item I give unto my brother Lt. Thomas Higginbotham Two thousand pounds of Sugar to be paid to him two years next after my decease And to my Sister his wife hundred of like sugar to be paid her at the same time and to Margaret Jones the like sum of five hundred pounds of Sugar to be paid her one year after my decease And I give my brother Thomas Higginbotham his two children namely Nicholas and Elizabeth each five hundred pounds of Sugar to be paid them at the age of Twenty years respectively if they Severally live to receive the Same.

Item I give unto my nephew Samuel Finny and my nephew Joseph Higginbotham five hundred pounds of Sugar each and to Coz Finneys wife my Coz Mary Finney five hundred pounds of Sugar and to their Son Jeffrey my Grandson five hundred pounds of Sugar to be paid him at the age of Sixteen years.<sup>12</sup>

Item I give unto my daughter Sarah Higginbotham the house and land rented to Mrs. Griffin at the bay for which she pays fifty shillings by the year according to lease I say I give it to my said Daughter Sarah and her heires forever.

Item I give my Daughter Priscilla Long my Tenement at the Carlisle Bay where in one Mr. William Hampton lives and hath

<sup>12</sup>Relationship as denoted in the seventeenth century proves puzzling today. For example, apparently the custom was to apply the term "cousin" to nieces and nephews as well as cousins.

lease there of for a terme and payes fifty shillings a year rent I say to her my said daughter Pricilla and her heires and assigns forever.

Item I give to my son Capt. John Higginbotham my Tenement on Carlisle Bay now rented to Mr. Robert Gibson for a term as please And this I give him in lieu of fifty feet Square formerly mentioned in this my will and the said Sixty feet square formerly mentioned for my son Capt. Jno. Higginbotham I do give and bequeath unto my two Daughters namely Joane Waite and Martha Knightly to them and their heires forever to be equally divided between them.

Item I freely give and bequeath unto my truly loving Wife Alice Higginbotham and her heires forever all the rest of my whole estate reall and personall whatsoever of right doth belong unto me in this world whether lands not herein bequeathed to others or negroes, chattels, woods and she paying all my just debts and Legacies and I do by this my last will and testament appoint Constitue and leave her sole executrix of this my last will and Testament and desire Almighty God to assist her in the true equally just and proceedings there in and if providence so order and dispose that she marry with any other person after my decease I desire her to be very lawfull before the doing thereof onici I have freely settled my estate reall and Personall or such person thereof as is before mentioned. That she make over firmly by good advice unto her children or such of them as she shall think fit and best deserve the same or have most need thereof some considerable parts thereof accordingly as her motherly and tender Love and care hath ever been over and unto them in their tender years And so I doubt not of her future and further manifestation in the particular. A. Codecill or addition and Continued essentiall part of my foregoing will and Testament..... That if my wife sole executrix of my will should be prevented by Suddaine death or any other ways should..... To settle the estate reall and personall by a firme will under hands and Seales. Then and in that case I declare and publish That it is my desire that the ordinary for the time being will appoint some persons of *trust* to make an equall partition of all the Lands houses and all other estate whatsoever the death pos- sible of between my son John Higginbotham and my five daughters namely Jeanne Waite, Martha Knightly, Mary Townsend, Sarah Higginbotham & Pricilla Long to them respectively and their heires forever. They paying the debts and Legacies at that time being personall amongst them so that I do forbid and declare that whether my Son John Higginbotham nor any of my said Daughters do or shall on any pretense whatsoever inter as heir in the Said estate may although the Law (if the proviso were otherwise) should all it. Witness my hand and seale the twenty first

day of February one thousand Six hundred and Seventy two.

John Higginbotham (Seal)

Signed sealed and published

in the presence of Tho Parkins

the mark of  
David x Evans

the mark of  
Thomas x Wombaton Sibell x Powell  
By his Excellency

Barbados

This 13th day of October 1673 Doctor Thomas Parkins, David Evans and Thomas Wombaton appeared before me and made oath on the Holy Evangelists that they did see Lt Coll John Higginbotham Seale and publish the above writing contained in three sheets of paper to be his last will and Testament together with the Codicill hereunto annexed and that he was at his so doing of sound and disposing mind and memory. Entered the 27th day of November 1673.

R. Colleton

In a list of English marriage licenses and allegations for marriage license, of the sixteenth and seventeenth centuries, are found the following, which may have some Virginia significance:

"1587, Oct. 29. Ottwywell Higginbothom and Ellen Cottrell were married at Marple Chappell." (*Stockport: Ancient and Modern*, Vol. II, page 190.)

"1668-9 Feb. 13 Benedict Prosser, Cripplegate, Lond., Goldsmith, Bachr abt 26, and Sarah Higginbotham, of St. Botolph's Bishopgate, Spr abt 22, with consent of her father, Mr. Geo. Higginbotham: at St. Botolph's or St. Giles afsd." (*Har. Soc.*, Vol. 33, p. 261.)

"1684 March 27, Henry Washington, of St. Saviour's Southwark, Bachelor, 25, and Margaret Higginbothome, of St. Ethelburg, London, Spinster, 25, at St. Leonard's Shoreditch." (*Idem*. Vol. 26, p. 305.)

"1689 Dec. 28 John Sedley, of St. Andrew's Holborn, Midd., Hosier, Bachr abt 25, and Elizabeth Higginbotham, of Waltham Abbey in Essex, Spr abt 17, with her father's consent; at Woodford Essex." (*Idem*. Vol. 31, p. 129.)

There was a George Higginbotham who was granted land in Maryland. He may have immigrated from Cheshire, England. He was a witness to the will of John Crouche in April, 1676. (Cotton,

*Maryland Calendar of Wills*, Vol. 1, p. 171.) George Higginbotham in his will bequeathed to his wife property he had inherited in Virginia.

Among the many letters I have received from members of the Higginbotham family, in seeking data for this book, is one from Wm B. Higginbotham dated September 14, 1915. He was at that time residing on Home Street in New York City.

In his letter he states the following: "I regret that I can give you no information about the Virginia Higginbothams. I am an Englishman by birth. My father and I were born in Macclesfield, Cheshire, and my grandfather in Lancashire. My father brought his family here in 1880 when I was seven years of age and there are no other members of his immediate family in the United States, that we know of."

There was a Higginbotham who marched with George Washington to Pennsylvania and settled there. This information I obtained from a letter written on January 31, 1917, to my cousin Mrs. Paul Rucker (now deceased) of Amherst County, Virginia, from Samuel H. Higginbotham of Charles Town, West Virginia.

The following are excerpts from the letter:

"I know very little of the [Higginbotham] family.

"Shortly after the Mayflower landed, there were three Higginbotham brothers landed in this country from England; left England on account of religious views.

"My great-grandfather crossed the mountains with General Washington and landed in Fayette County, Pennsylvania, near Unionville. His name was Ezekiel. He had, I think, four sons and one daughter. Their names were Uriah, Samuel, George and Alexander. My grandfather's name was Samuel. He had eight sons: Uriah, George, Samuel, William, Theophilus, Bol-sar, Thomas and James. They all are dead and all of their wives. I am the oldest living of the eight families. I am in my 74th year.

"My grandfather had one brother who had four sons, name was Uriah. His sons all went to Kansas. Their names were George, Uriah, William and Alexander. Alexander went from Kansas to Denver. He had written a book giving a history of the Higginbotham family from ten hundred and eight. I wrote to him many years ago to have me a copy published, but never heard from him. I stopped in Denver, Colorado, a few years ago and made inquire of the family, but no one could tell me where any of them lived. Didn't have much time then to hunt up the family....

"My father's name was Uriah; he died thirty-eight years ago. There was a Ralph Higginbotham crossed the mountains with Washington when Washington went to Fort Duquesne, now known as Pittsburg. I don't know what became of him.

"I was born near Uniontown, Pennsylvania, in 1843, and left



home when I was about 24 years old. I was married in 1866 in Gainesville, Ohio, to Miss Lizzie P. Miller. My wife died four months ago. We spent lacking seven days of fifty years together, and in that fifty years we were never separated all told one month; we always traveled together.

"I have three children, all married. One son lives in Montana, on Madison River, near Butte; one daughter married Mr. Henry S. Baker, of Winchester, Va.; one son living near me.

"I have a grandson at Washington & Lee College. . ."

Dr. Sam Higginbotham of England was the founder of the Allahabad Agricultural Institute at Allahabad Christian College of the American Presbyterian Mission in Allahabad, India. On his retirement he came to the United States and settled in Florida.

Another branch of the family settled in Ireland, and among other records of the family at one time preserved in the Public Record Office, Dublin, was the original will of a Cromwellian soldier, John Higginbotham, or "Hickenbotham," of Staple troop, probated in the year 1656.

The late Chief Justice George Higginbotham, of Victoria, Australia, was a representative of the Irish branch.

Reverend Ralph Higginbotham, born in County Fermanagh, Ireland, son of Reverend Newburg Higginbotham and grandson of Reverend Ralph Higginbotham and his wife Dorcas was rector of St. Ann's parish for nineteen years, and Vice-President of St. John's College, Maryland from 1785, till his death, which took place, April 21, 1813. He was educated at Trinity College, Dublin. He married in the Cathedral of Christ Church, September 9, 1775, Miss Margaret Price, of Waterford. The first of their children were born in Ireland; the last two were born in America. His wife died a few years after their arrival in Maryland.

In a letter I received from Mrs. Jean [Higinbotham] Tucker, written on June 12, 1913, she states that her descendants were Hollanders. She is uncertain of the Dutch spelling of Higginbotham, but believes it was Hooganboon. About four hundred years ago, she explains, they left Holland and went to England and settled in Sussex. From Sussex part of the family went to Ireland and settled in Waterford. Her great-great grandfather, an Episcopal Clergyman, came to Annapolis, Maryland with a large family. This Episcopal Clergyman she writes of was the above mentioned Reverend Ralph Higginbotham.

In a letter I received from W. A. Higginbotham of Dublin, Ireland, dated 10 April, 1921, he states the following: "that a son of my father's eldest brother died at Rochester (on the river S — — —) in U. S. sometime in the fifties (1850-1860) his name was George Brunswick Higginbotham. He May have married and had descendants."

Among my Higginbotham data I find the following letter from the late Magistrate E. Gaston Higginbotham:

"Brooklyn  
Dec. 17, 1908

W<sup>m</sup> M. Sweeney, Esq.,

Sir:

Replying to your letter of the 27th Ult. I would say that as far as I am informed I am not related to the family of my name in Virginia. My father's name was George Brunswick Higginbotham, who was the only son of Charles Higginbotham who came from Ireland.

I am the only Higginbotham of my family living, as best I know.

Very truly your  
E. G. Higginbotham."

There had been a family tradition that John Higginbotham came to Virginia from Ireland. One circumstance lending credence to the "tradition" was a passage written in the Bible of Tirza London (1738-1841), daughter of Captain John and Rachel (Banks) Higginbotham and wife of John London. This passage was: "Tirzah London was a daughter of John Higginbotham who came from Ireland when nine years old with his father and mother and several children." It was upon this reference I depended when writing "The Higginbotham Family of Virginia" for the *William and Mary Quarterly* in 1918. In this article I stated:

"John and Frances (Riley) Higginbotham came to Virginia from Ireland, early in the eighteenth century, with several children, one who was named John; others were said to have been Moses, Aaron, James and Anne, and settled in what is now Goochland County." Tradition has it that John Higginbotham, Sr., came to Virginia in the winter and died in the spring, "having taken a cold prospecting government lands."

"Other children of John and Frances (Riley) Higginbotham, evidently born in Virginia, were Benjamin, Joseph and Rachel."

That the passage was hearsay is indicated by the use of the word "was". Since writing the article and before official Irish records were destroyed, I engaged a genealogist to search for the marriage of John Higginbotham and Frances Riley. There was no such marriage record in the Irish records.<sup>13</sup>

There was another family tradition that there was money in the Bank of London for the heirs of Captain John Higgin-

<sup>13</sup>Letter from William Higginbotham of Dublin, Ireland to William M. Sweeney.

botham if the names of the sons who came to America and their heirs could be found. One heir never forgot this tradition and proved it to be true by finding the will of Captain John Higginbotham.<sup>14</sup> The will was found and copied by my sister-in-law, then Mrs. Royston St. Noble, September 19, 1935, now (1944) the widow of Major the Honorable Frederick Carpenter-Holland-Griffith, late of the Connaught Rangers, of Carreglwyd, Anglesey, and Biddenham Close, Bedford, England. Many portraits of the English Higginbothams are now at Biddenham Close.

The son of Lt. Colonel John Higginbotham, Sr., Captain John Higginbotham, Jr. was engaged in trade with Jamaica and New England. "In February, 1683, Chr. Codrington leased to him two plantations, in St. John's Parish, Barbados, called Didmartons and Consetts, together 750 acres, at the annual rent of £2,200 sterling."<sup>15</sup>

John Higginbotham, Jr. the testator of the following will, was a Captain in the Barbados who for business reasons returned to England. His will, dated September 4, 1713 was proved October 28, 1714 (see below). Captain John Higginbotham, of Barbados, and Salford, Lancaster, England, names in his will a son Charles Higginbotham. This Charles Higginbotham lived in Barbados and his will dated August 17, 1732, proved in Barbados May 20, 1734, names wife Ann, sons Cleaver Higginbotham and John Higginbotham; granddaughters Ann Reddin, Hepzibah Higginbotham and Ann Higginbotham. Mrs. Ann Higginbotham (widow of Charles Higginbotham) in her will dated Mar. 29, 1740; proved in the Barbados, Augt. 28, 1740, names her sons John, Charles, Thomas, Joseph, and Clever Higginbotham; grandson John Reddan [Reddin]; granddaughter Ann Reddan [Reddin].

John Higginbotham (son of Charles and Ann Higginbotham, of the Barbados whose wills have just been referred to) was also named as a legatee in the will of his grandfather Capt. John Higginbotham (see below), and the *Boston Massachusetts Registry Dept., Report 29*, page 238 gives this record:

July 11. { "Vessels Entered in the month of July 1716  
Benja Evans y<sup>e</sup> sloop Betty from Barbados  
John Higginbotham a Planter"

Thus it is that we find John Higginbotham (born 1695 in the Parish of St. Philip, Barbados), evidently at the time he received the legacy directed by the will of his grandfather, leaving Bar-

<sup>14</sup>The will appeared in an article by my sister-in-law Mrs. Lillian Brown (Higginbotham) Kasehagen, "Will of an Early Settler of the Barbados," *The Virginia Magazine of History and Biography*, October, 1944, p. 290.

<sup>15</sup>Letter from Vere L. Oliver (Editor, "Caribbeans"), Weymouth, England, July 30, 1917, to William M. Sweeney.

bados and arriving in Boston. We also find that Doctor Charles Higginbotham (born in the Parish of St. Philip Barbados, in 1696; a younger brother of John Higginbotham who landed in Boston, July, 1716) was a resident of Rhode Island in 1724.

The John Higginbotham who went to Boston from Barbados in 1716 was the John Higginbotham who came to Virginia where he died between 1741 and 1744, leaving a widow Frances and several sons and a daughter from whom the Higginbothams and their connections in Virginia and elsewhere are descended.

The identification of John Higginbotham, of Virginia, (who died between 1741 and 1744) with John Higginbotham, the son of Charles and Ann Higginbotham, of the Barbados and grandson of Capt. John Higginbotham, of the Barbados and Salford, Lancaster, England (whose will is given below) is strengthened by the following facts:

In an old trunk of papers belonging to Colonel James Higginbotham (born December 25, 1729; died March 14, 1813) of Amherst County, Virginia, son of John and Frances (Riley) Higginbotham was found a book entitled *Action upon the case for SLANDER &c.* by W. Sheppard, Esq., London 1662, on the title page of which appears part of the signature of a Nicholas Higginbotham in what has been identified as a seventeenth century handwriting. On another page of this same book appears the entry "Joseph Higginbotham died April 17th 1742."<sup>16</sup> This Joseph Higginbotham seems most probably to have been Joseph, son of Charles Higginbotham, of Barbados, and younger brother of John Higginbotham, of the Barbados, Boston, Massachusetts, and at last of Virginia.

Last Will of Capt. John Higginbotham, of Salford, Lancaster, Merchant. Proved 23rd October 1714; Henricus Bancroft, Carolus Alexander, Jacobus Taylor, Gulielmus Oates, Executors; Testimoni morati fidem ficit de cu mon Juris format con me. Tho: Wainwright.

In the name of God Amen. I, John Higginbotham of Salford in the County of Lancaster, Merchant, being weak and infirm but through mercy of good and perfect memory do make, publish and declare my Last Will and Testament in manner following:

And First—I will that the charges of my Burial and my just debts (if any shall be owing by me at time of my death) shall be duly paid out of my Estate leaving the expenses of my Burial the discretion of my Executors herein after named with this advice only that the same be decent but not extravagant.

Item—I give unto my beloved wife Anne Higginbotham, One

<sup>16</sup>In Possession of his great-great grandson, Thomas Lee Higginbotham, Sandidge, Amherst County, Virginia.



Thousand Pounds, one standing bed, one feather bed, one bolster, two pillows, two pair of sheets, one pair Blankets, one Vuggon quilt, with hangings and all other usual furniture for beds all to be taken out of my goods as her own then also I give and bequeath unto my said wife 6 bowere bound with blue and usually standing in the chamber where I lodge. One looking glasse, one small table likewise I give unto her one wooden chest used for putting cloaths, four pewter dishes, one dozen pewter plates, Two table cloths, one dozen napkins, one half dozen towels and to be used by my wife as aforesaid. And I Will that all the said goods shall be delivered to my said wife upon her first demand thereafter my decease and further give and bequeath and appoint unto my said wife the sum of Twenty Pounds to be paid in the manner following: That is to say I Will that mine Executors or some of them shall pay my said wife within 20 days after my decease the sum of six pounds then and thence forwards continue so long as she shall like and the Allowance for my said wife in manner aforesaid. I will appoint and declare in full satisfaction of Power and all claymes whatsoever which she would or might have in my Estate or any part Thereof upon and pretense whatever.

Item—I give and bequeath unto my son, Charles Higginbotham of and in the Barbados the sum of Twenty Pounds and during his lifetime to be paid by two Small portions in said year according as by my letters I have heretofore given him to order to draw Bills. And I will that such his Bills as may or shall come after my death be duly paid by mine Executors same not regarding Twenty Pounds Sterling in said year aforesaid but if Son Charles Higginbotham shall desire and choose to have and retain Two Hundred Pounds in one entire payment rather than these yearly payments sums of Twenty Pounds after my decease and accept of Two Hundred Pounds in lieu or instead thereof then for his satisfaction through and also for easing mine Executors from the trouble of returning the yearly payments I give and bequeath unto him my sd. son Charles Higginbotham the sum of Two Hundred Pounds. And I will order that mine Executors some short time after my death notify and advise sd. Son Charles Higginbotham that he may draw Bills of Exchange upon them being accepted and paid shall fully absolve thereof discharge to mine Executors of and from this said annuity or yearly payment (which I intend only to continue until my son accept the said Two Hundred Pounds) and also for said Two Hundred Pounds. And I give unto my sd. Son Charles Higginbotham no more than the said annuity and said Two Hundred Pounds in lieu and instead thereof having heretofore given to and paid for him largeley. But I give and bequeath unto my seven Grandsons and one Granddaughter, children of my sd. Son Charles Higginbotham namely, John, Charles, Thomas, William, Joseph, Benjamin,

Clever and Millicent each of them to receive One Hundred Pounds Sterling to be paid them respectively as they shall attain the age of one and twenty years. And I do further Will Order and Appoint that the interest and improvement of the said sums of money given to my Grandchildren so soon any can be made thereof shall be employed for and towards the Maintenance and Education of my said Grandchildren until they or such of them as shall live to the aforesaid age in such a case I Appoint what is given to such of them as shall be underage aforesaid or younger child or children as my sd. Son Charles Higginbotham hath or hereafter may have and for want of such to goe and be equally divided unto and amongst the survivors to and of those above named: John, Charles, Thomas, William, Joseph, Benjamin, Clever, Millicent. And whereas the distance is great betwixt the said Islands of Barbados and this place and some of my Grandchildren very young and the Interest of money there being almost double to what it is here and it being reasonable to think mine Executors may desire to be quit of this troublesome consideration I do hereby Will and Appoint that this Eight Hundred Pounds Sterling herein I give as aforesaid to my said Grandchildren shall be paid by mine Executors within the space of one year right after my decease unto their hands or Order of my said Son Charles Higginbotham or if he be dead then to the order of his Executor or some other person or persons as shall have the Guardianship or Management of my said Grandchildren to be Improved, Employed, dispose and paid to and for their several ages in manner aforesaid. And that I request that mine Executor will not fail giving notice by the first opportunity after my decease to my sd. Son Charles Higginbotham if living or if dead to his Executor or such person or persons interested with or for my said Grandchildren of this my Gift. And hereby will to them and give leave and advice to draw Bills for the said Eight Hundred Pounds upon the said Executors with caution of allowing sufficient time because most of the sum will be in from such persons as are indebted to me which cannot always be done on a suddain. And I will that such Bill or Bills as charged by such person or persons as aforesaid shall at all time be a full Acquittance, Release and Discharge to my said Executors and under Specific duty of their respective Executor and Administration against all and every claim Demands and of my said Grandchildren or any of them or other person or persons for or on their behalf of them or every one of them.

Item—I give and appoint unto my daughter, Millicent Alexander, Widdow, the use of Four Hundred Pounds to be mine Executor kept continued at Interest and the said Interest to be paid and delivered in to her hands and to so continue as long as my daughter shall live solo and not remarry. And I give and ap-

point the said Four Hundred Pounds at the decease of my daughter Millicent Alexander or her marriage again whether shall first happen unto or equally her four young children, Charles, Joseph, Millicent, Mary Alexander at their respective ages of one and twenty. And I Will, Give and Appoint that the interest of the said Four Hundred Pounds after the marriage or decease of my said daughter Millicent shall be divided between Charles and Joseph and Mary and Millicent Alexander my Grandchildren. And if any of them shall depart this life before he or she attains full age of one and twenty years then the part of him or her or them so dying shall go to be divided equally amongst the survivors, share and share alike.

Item—I give and appoint this Interest of Four Hundred Pounds unto the sole use of my daughter Beulah Higginbotham for and during the term of her natural life and Will and Order mine Executors to pay the same unto my daughter Beulah Higginbotham. And I declare it is my Mind and Will that my Son-in-law Henry Higginbotham shall not have or employ the said Interest of the said Four Hundred Pounds unless it is for the sole and separate use of my said daughter Beulah Higginbotham and that no part allowed in any wise my son-in-law Henry Higginbotham to grant or assign or any other disposal but shall govern or be paid into and for the sole and separate use of my said daughter Beulah Higginbotham. And if my daughter Beulah Higginbotham shall leave no children I Will and Appoint the last mentioned Four Hundred Pounds to be divided amongst the children of my daughter Elizabeth Bancroft or so many of them as shall be living.

Item—I Will, Give and Appoint unto my daughter, Elizabeth Bancroft the Interest of Four Hundred Pounds Sterling so long as my said daughter Elizabeth Bancroft shall live and after her decease I Will that the said Four Hundred Pounds shall go and be equally divided unto and amongst her sons and daughters namely: Benjamin, Thomas, Mary, Elizabeth, Anne Bancroft share and share alike and if any dye before attaining one and twenty years. And if they all die without leaving heirs for want of such amongst my last named Grandchildren I Give and bequeath unto Charles and Joseph Alexander and to my granddaughters Millicent and Mary Alexander four of the children of my daughter Millicent and to such of them four Two Hundred Pounds to be paid severally as they attain the age of one and twenty years and in the meantime the yearly Interest and Improvement of the said money to go for their Maintenance and Education as their Mother and mine Executors shall think fit.

Item—I Give, Will and bequeath my grandsons Benjamin and Thomas Bancroft, my granddaughters Mary, Elizabeth and Anne children of my before mentioned daughter Two Hundred Pounds Sterling each to be paid to them respectively as they

reach the age of one and twenty years. In the meantime the yearly Interest and Improvement thereof I will and Appoint to go for their Maintenance and Education in such a manner aforesaid and Mother and either Executor shall decide and shall be their keep until their respective legacies do fall or become due and are actually paid.

I Will and bequeath Executors Twenty Pounds Sterling each and all the remainder of the Estate Whatsoever besides and what shall be over and above when before and through my Will or Otherwise be over what mentioned before through and in my Will I Order and Appoint to be equally divided amongst my Grandchildren the sons and said daughters of my daughter Millicent Alexander, Beulah Higginbotham and Elizabeth Bancroft which shall be living at the time of my decease and shall share and share alike provided Always Annuities to my said wife and my son Charles Higginbotham respectively and all the legacies to my Grandchildren, sons and daughters of my son Charles Higginbotham namely: John, Charles, Thomas, William, Joseph, Benjamin, Clever, Millicent.—Also leaving to my son Charles Higginbotham the liberty of choosing the Two Hundred Pounds Sterling instead of the Annuity payable to him gift during life shall not be deemed a part of any relation whatever except only wife, son Charles and his children and my said daughter Beulah Higginbotham.—And lastly I appoint and ordain my son-in-law Henry Bancroft, my Grandson Charles Alexander, Thomas Taylor of Manchester Hinds and William Oates of Thorn and John Chapman Executors of My Will, trusting their Administration and Executorship accordingly to this my last Will, September Fourth day in the Twelfth year of Our Gracious Lady Ann, by the Grace of God, Queen of England, Scotland, Wales and Ireland. [1713] (9. B.)

John Higginbotham (Seal—Tudor Rose)

Sealed and signed by the within named John Higginbotham Testator for and as his last Will being written on three sheets of paper (4th September 1713). Witnessed by John Chapman and Hugh Parr.

In my research I discovered that Captain John Higginbotham presented a flagon to Unity Chapel in Salford, England in the year 1697. The flagon was inscribed as follows: 'Anno 1697, given to Unity Chapel in Salford for ye Use of ye Holy Sacrament, by John Higginbotham of Salford, merchant.'<sup>17</sup>

THOMAS BANCROFT'S LAST TESTAMENT AND WILL, dated and probated 1738. (Copied by Rosamund Car-

<sup>17</sup>The Victoria History of the County of Lancaster, Vol. 4, p. 215.

## The Descendants of John and Frances (Riley) Higginbotham

I *Moses<sup>3</sup> Higginbotham* (John<sup>1</sup>) was apparently the eldest son. The date of his birth is not known. It is known that he was at least twenty-one years old on July 25, 1745, when he served on a jury.<sup>28</sup>

He was married on August 19, 1750, to Frances Kyle by the Reverend Robert Rose (from the diary of Reverend Robert Rose). She was born circa 1734 and was the daughter of Robert Kyle of Buckingham County, Virginia. She died on May 30, 1825. The following quote is taken from the Richmond, [Virginia], *Enquirer*, dated June 28, 1825: "At her residence in the County of Amherst, near New Glasgow, on the 30th of May last, Mrs. Frances Higginbotham [died], in the 91st year of her age."

Moses Higginbotham died in 1790 or 1791. His will was proved in Amherst County, Virginia on February 7, 1791. (Will Book 3, p. 165.) At his death he left a large estate which is now mostly in the Sweet Briar Estate, Amherst County, Virginia. See Part I of Appendix for court records in which Moses Higginbotham is mentioned.

### Will of Moses Higginbotham, Sr.

IN THE NAME OF GOD AMEN I MOSES HIGGINBOTHAM of the County of Amherst and State of Virginia being very sick and weak but of perfect mind and memory thanks be given unto God calling unto mind the mortality of my body and knowing that it is appointed for all men once to die do make and ordain this my last Will and Testament that is to say principally and first of all I give and recommend my soul into the Hands of Almighty God that gave it and my body to the earth to be buried in decent Christian burial at the direction of my Executors nothing doubting but at the General Resurrection I shall receive the same again by the mighty power of God and as touching such worldly estate wherewith it hath pleased God to bless me in this life I give Demise and Dispose of the same in the manner and form as followeth.—Item, I give and bequeath to my dearly beloved wife Frances Higginbotham six negroes to-wit, Lewis, Phillis, Elisabeth, Amy, Sarah and Caroline and two hundred and four Acres of Land I now live on, and all my Horses, Cattle, Sheep and Hogs and all my Household Furniture during her widowhood or life.—Item, I give to my well beloved son, Joseph Higginbotham one negro boy

<sup>28</sup>It was necessary for a member of the jury to be at least twenty-one years of age.

named Solomon and Two Hundred Acres of Land on both sides of Rutledges Creek the Land my aforesaid son Joseph now lives on, to him and his Heirs forever.—Item I give to my well beloved son Robert Higginbotham one negro boy named Fountain and one Feather Bed, to him and his Heirs forever.—Item I give to my well beloved son Moses Higginbotham one negro boy named Stephen to him and his Heirs forever.—Item I give to my well beloved son William Higginbotham one negro Boy named John and two Hundred and Four Acres of Land whereon I now live and that he the said William Higginbotham to take possession of the said land at my well beloved wife's Marriage or Death, to him and his Heirs forever.—Item I give to my well beloved daughter Rachel Higginbotham one Negro boy named Lewis and Two Hundred Acres of Land on the Branches of Harris's Creek to be taken off the Lower End of my Tract of Four Hundred Acres of Land on the Branches of the said Creek to her and her Heirs forever.—Item I give to my well beloved son Charles Higginbotham one Negro Boy named Bartley, and Two Hundred Acres of land on both sides of Rutledges Creek and adjoining Buffalo River on the South side Whereon I formerly had a Mill to him and his Heirs forever.—Item, I give to my well beloved daughter Frances Higginbotham one Negro Girl named Easter to her and her Heirs lawfully begotten and one Feather Bed.—Item, I give to my well beloved sons Joseph William and Charles Higginbotham all my Black Smith's tools and one Still, and one Whipsaw to be in common between the above mentioned Joseph, William and Charles Higginbotham.—Item, I give to my well beloved sons Robert and Moses Higginbotham, Two Hundred Acres of Land on the branches of Harris's Creek to be taken off the Upper End of my Tract of Four Hundred Acres of Land on the Branches of the said Creek to be equally divided between them.—

Item I give to my well beloved Sons and Daughters Joseph Higginbotham, Robert Higginbotham, Moses Higginbotham, William Higginbotham, Rachel Higginbotham, Charles Higginbotham, and Frances Higginbotham, Six Negroes, to-wit, Lewis, Phillis, Elisabeth, Amy, Sarah and Caroline and their increase, to be equally divided between my aforesaid children, Joseph, Robert, Moses, William, Charles and Frances, at my well beloved Wife's Marriage or Death.—

Item, I give to my well beloved son William Higginbotham and Higginbotham my well beloved Daughter and my well beloved Son Charles Higginbotham all my Horses, Cattle and to be equally divided between my before mentioned Children, William, Rachel and Charles at my well beloved wife's Marriage or Death.—Also I constitute and ordain Frances Higginbotham my well beloved wife, and my sons Joseph Higginbotham and William Higginbotham my sole Executors of this

my last Will and Testament all and singular my Lands Messuages and Tenements by them freely to be possessed and enjoyed, and I do hereby utterly Disavow, Revoke and Disannul all and every other former Testaments, Wills, Legacies, Bequests and Executors by me in anywise before named. Will'd and Bequeathed, Ratifying and confirming this and no other to be my last Will and Testament. IN WITNESS WHEREOF I have hereunto set my hand and seal this Twenty Ninth day of September One Thousand Seven Hundred and Ninety.

MOSES HIGGINBOTHAM L.S.

Signed sealed published pronounced and Delivered by the said Moses Higginbotham as his last Will and Testament in the presence of us, who in his presence, and in the presence of each other have hereunto subscribed our names.

Jno. Higginbotham  
James Higginbotham  
Rachel Higginbotham

At a Court held for Amherst County the Seventh day of February, 1791. This the last Will and Testament of Moses Higginbotham dec'd., was presented in Court by Frances Higginbotham Executrix and Joseph Higginbotham one of the Executors therein named, and proved by the oaths of the witnesses thereto, and the said Executrix and Exor. with James & Charles Higginbotham their securitys entered into and acknowledged their bond in the penalty of Three Thousand Pounds, and took the Oath required by Law; and ordered to be recorded.

Teste, Wm. Loving, Clk.

A Copy, Teste: W. E. Sandidge, Clerk.

Will Book No. 3, p. 165.

Feb. 29, 1916.

March 24th 1791, Colonel Hugh Rose<sup>20</sup> of Geddes, wrote

<sup>20</sup>Colonel Hugh Rose (1734-1797), son of Rev. Robert Rose, Rector St. Ann's Parish, Albemarle County. Member Committee of Safety, 1775-1776; Sheriff, of Amherst County, 1775; County Lieutenant of Amherst County, 1775 in the latter part of the War of the Revolution.

to his friend and neighbor, Colonel James Higginbotham, "I mean to attend on Sat. next at the dwelling house of Yr Brother Moses for the purpose of swearing the appraisers of his Estate and shall be extremely obliged to you to meet me there with a Platt of an Entry which you surveyed for Colo Gaines & myself upon the Creek emptying near Megginson's Ferry. The Widow Burnet lives upon the Land."

The appraisers, Saml Meredith, Gabl Penn and James Franklin, returned the appraisement which was recorded May 2, 1791.

#### Children: (7)

1. Joseph<sup>23</sup> (Moses<sup>22</sup>, John<sup>21</sup>) Higginbotham was married on December 14, 1784, to Mary Reed.<sup>20</sup> He died in Amherst County, Virginia, in 1827. His will was proved in Amherst County, September 17, 1827. (Will Book 7, p. 34.)

To son, James S., "during his natural life and no longer, all the lands that I may have in my possession at my death, except my right and title to part of a Tract of Land belonging to the Estate of my brother Charles Higginbotham deceased"; also a negro man, Pleasants, and "all my Household and Kitchen Furniture except my Feather beds and Furniture; all my stock of Horses, Cattle and Hogs, and one half of my stock of sheep, and one half of all my negroes, exclusive of the one already mentioned"; and at death of James S. Higginbotham to his lawful issue, in default of which, then to grand-children of executor, children of his daughter Frances McDaniel, viz.: Joseph, James, Preston and Mary McDaniel; also to said grand-children, one half of the negroes I may die possessed of," and "all my right and title to my part of a tract of land belonging to the Estate of my brother, Charles Higginbotham,<sup>21</sup> deceased"; also \$1000.00 to build a house on a lot adjoining the lot "where the Baptist Meeting House now stands"; also one half "my stock of sheep and also my feather beds and furniture, except the best I have which I give to my grand-daughter, Mary McDaniel." Dated November 11, 1826.

Witnesses, James Higginbotham, Saml. W. Christian, Anne Higginbotham.

In a codicil to his will, dated September 6, 1827, he leaves to son, James S. Higginbotham, "a fee simple Title to the Tract

after I received from Mrs. Mary Pollard of the Virginia State Library. I obtained the information from the Archives: John Alderson's *Book of 1724*. His name was spelled Joseph Hickenbottom.

March 20, 1815, Joseph and William Higginbotham were appointed executors of the estate of Charles Higginbotham (their brother), (Will Book 5, p. 93.)

Executors bond was \$4,000. Securities were Wilis M. Reynolds and Issac R. Reynolds.

#### Children:<sup>87</sup>

1. Martha E.<sup>4</sup> Norcutt, married on January 28, 1833, to Sanders King. She gave her own consent. Surety by William D. D. Miles.
2. Nancy<sup>4</sup> Norcutt, married on July 19, 1819, to James Dunn. She received consent of her mother Rachel Norcutt.
3. Joseph<sup>4</sup> Norcutt
4. Pamela<sup>4</sup> Norcutt's first marriage was on November 10, 1807, to Thadeus Miles. Surety by Daniel Norcutt. Her second marriage was on March 1, 1820, to William P. Muse. Consent of Pamela Miles, widow of Thadeus, decd.<sup>88</sup>
5. Sophia<sup>4</sup> Norcutt, spinster married on January 30, 1809, to Oliver Tinsley, bachelor. She received consent of her parents, Daniel and Rachel Norcutt. He received consent of his father John Tinsley. Surety by Edward Tinsley.
6. Polly<sup>4</sup> Norcutt married Frederick Carter. I could find no record of their marriage in the marriage records of Amherst County, Virginia. But on page 351 in Deed Book U of Amherst County, Virginia, I found that on January 10, 1884, Frederick Carter and his wife Polly S. Carter of Bedford County, Virginia, sold land to William P. Muse of Amherst County, Virginia. It was land that was "allotted to the said Polly S. Carter formerly Polly S. Norcutt in the division of her father's real estate."
7. William<sup>4</sup> Norcutt, married on March 28, 1819, to Polly Royalty. She received the consent of her father Isham Royalty. Surety by Joseph Norcutt.

6. Charles<sup>3</sup> Higginbotham died unmarried in Amherst County, Virginia in 1815. His brothers Joseph and William Higginbotham were appointed administrators of his estate. (Will Book 5, p. 93.)

7. Frances<sup>3</sup> Higginbotham, spinster married on December 17, 1788, to Joseph Higginbotham, bachelor. Benjamin Higginbotham surety. Consent of her father, Moses Higginbotham, who stated that Joseph Higginbotham was a son of Benjamin Higginbotham. (See Line of Benjamin<sup>2</sup> Higginbotham, Sr.)

<sup>87</sup>The children are given in the same order as given in the will of Rachel Norcutt.

<sup>88</sup>In 1931 my wife discovered their marriage bond while searching for the "Lost Order Book" of Amherst County, Virginia. She found the "Lost Order Book" and with it a mass of court papers, Pamela and Thadeus Norcutt's marriage bond among them, under the Court Room of the Amherst County, Virginia, Court House.

10/8/88  
Sael Baku

The Higginbotham Family  
29.273 - Giveny  
Aaron<sup>2</sup> Higginbotham's Line

II Aaron Higginbotham, Sr.'s (John<sup>1</sup>) birth is not known. He died in 1785, in Amherst County, Virginia, since his will was proved in 1785.

Aaron married not later than 1746, Clara Graves, daughter of Francis and Ann Graves, Jr. of Essex County, Virginia. Francis Graves died in 1748. (See Graves Line in Part II of Appendix.)

Aaron was a Captain in the Amherst County, Virginia Militia in 1769. He was also a Church Warden and Vestryman of Lexington Parish, Amherst County, Virginia. (For references to the above and court records in which Aaron Higginbotham is mentioned see Part I of Appendix.)

Aaron Higginbotham's will was dated September 19, 1772, and was proved October 3, 1785. (Amherst County, Virginia Will Book 2, page 254.)

In his will Aaron Higginbotham gave to his son Samuel 262 acres of land "adjoining the land whereon I now live," also "one other tract adjoining Philip Walker's line." Samuel was given negroes, woman Judith, girl Kate, boy George, and one half "my Carpenters and Coopers Tools." To daughter Frances, negro woman Milley, "with all her increases after the said Frances' decease to be equally divided among all her children lawfully begotten upon her body." To daughter, Mary Ann, one negro woman, Malinda, "with all her increase, etc."

To son, Aaron "after my wife's decease," the Tract of land whereon I now live also one other tract whereon my daughter Mary Ann now lives which goes by the name of the Cove and I do order that the said Mary Ann be not molested or disturbed in the quiet and peaceable possession of the same as long as she thinks fit to live thereon but the sd Mary Ann shall not have liberty to let or rent out any part or parcell of the said tract but if the said Mary Ann shall remove to any other Plantation then the said Aaron shall have right to take immediate possession; also one other Tract lying between the Cove and Giles'; also one Negro Man Tom, one negro boy, David, one Negro Girl Jane with all her increase likewise all my Smiths and Joiners Tooles with the other half of my Carpenters and Coopers Tools." To daughter Margaret, one Negro Girl Hannah, "with all her increase, etc;" also "one mare of three years old with a bridle and saddle." Lends to wife, Clara Higginbotham, the remainder of his estate during her natural life or widowhood; at her death all testator's negro property, "except as before mentioned," to be equally divided amongst his four daughters and their children, viz: Frances, Mary Ann, Tamasin and Margaret, — should any of the above mentioned children die without lawful issue, then such child's share to be



equally divided among the surviving children, except the land, "which I desire should go to the heirs at law." He excepts from the above bequest to his four daughters, "the wagon and harness, which I give to my two sons, Samuel and Aaron (except two cows and two calves, two ewes and two lambs, two sows and two pigs which I give to my daughter Margaret.)"

The executors named in the will was his brother James and sons Samuel and Aaron. Witnesses were: Charles Burrus, Richard Oglesby, Richard Whitehall. Executors' bond £5,000. Securities, Samuel Meredith and Joseph Penn.

The appraisement of the personal estate of Aaron Higginbotham £1,236. 1d. including 15 negro slaves valued at £950.

Children: (6)

1. Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham was born not later than 1747 because he was a member of a jury in 1768.<sup>30</sup> Samuel Higginbotham died intestate in the year of 1803. The court records of Elbert County, Georgia for February, 1803, give the administrators of the estate of the deceased Samuel Higginbotham. He is buried in what is now known as the "Hop Brenner Place" which is about four miles north of Elbert, Georgia. There is a government marker on his grave.

Samuel Higginbotham married not later than 1770, Jane Satterwhite daughter of John and Ann Satterwhite of Essex County, Virginia. (See Satterwhite Line in Part II of Appendix.) Following is a chronological listing of the civil and military positions held by Samuel Higginbotham:

Member of a jury in Amherst County, Virginia in 1768. Lieutenant in the Amherst County, Virginia Militia of 1769. Lieutenant in the Revolutionary War, acting as a recruiting officer in the state of Virginia.

Captain in the Revolutionary War for Amherst County, Virginia in 1780.

Church Warden and Vestryman for Lexington Parish, Amherst County, Virginia in 1781.

Tax Collector in Lexington Parish, Amherst County, Virginia in 1782.

Deputy Sheriff in Amherst County, Virginia in 1784.

Major in the Amherst County, Virginia Militia in 1785.

Colonel in the Amherst County, Virginia Militia in 1787.

Deputy Surveyor of Amherst County, Virginia in 1790.

Gentleman Justice of Amherst County, Virginia in 1791.

He removed to Georgia with his family in 1792.

Delegate from Elbert County, Georgia to the Constitutional Convention in 1795.

<sup>30</sup>An individual had to be at least twenty-one to serve on a jury.



Justice of the Peace in Elbert County, Georgia in 1795.  
Justice in the Inferior Court of Elbert County, Georgia in  
1797 and 1799.

For references to the above and other court records in which Samuel Higginbotham is mentioned see Part I of Appendix.

**Children: (8)**

1. John Satterwhite<sup>4</sup> (Samuel<sup>3</sup>, Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham was born in Amherst County, Virginia not later than 1771.<sup>40</sup> He died in 1842.

John Satterwhite was married first in Amherst County, Virginia to Ann Stanton Higginbotham on December 17, 1792. (M.L.B.—See footnote #40.) Ann Stanton Higginbotham was born December 22, 1773. She was the daughter of Captain John and Rachel (Banks) Higginbotham. (See Captain John<sup>2</sup> Higginbotham's Line.)

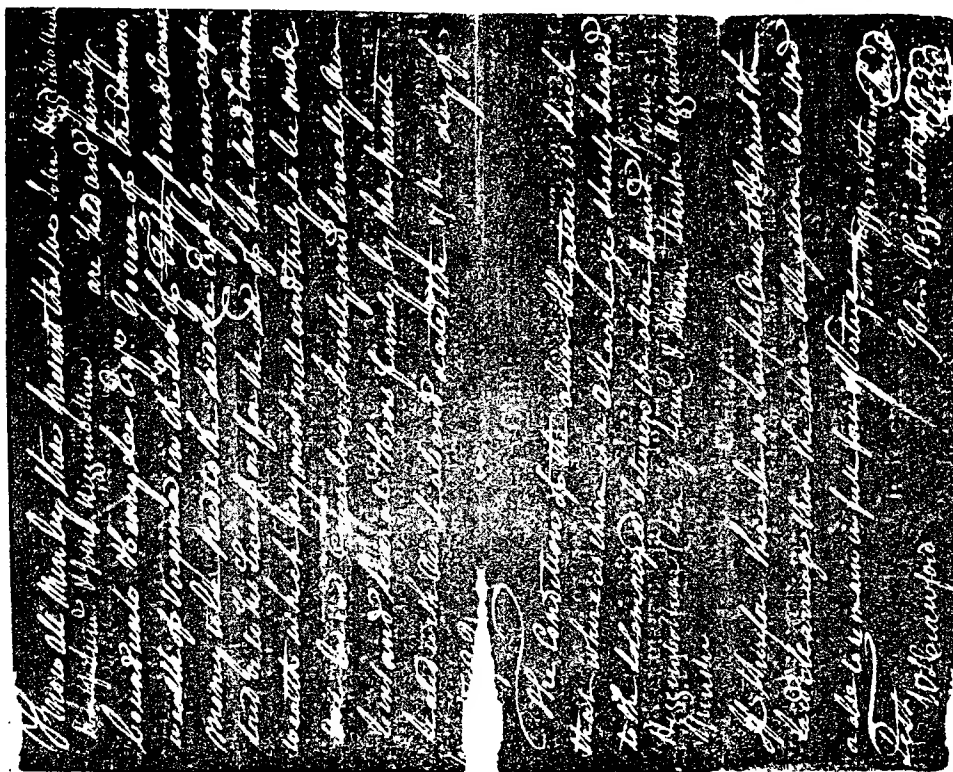
John Satterwhite married a second time, but I do not know the name of the woman he married.

John Satterwhite married Sarah (Sally) Lourimore his third wife on March 30, 1834 in Elbert County, Georgia. She died in 1855. In her will she gave to her step son David B. Higginbotham one negro man. To her step daughter Jarusia Campbell she gave one feather bed, eight head of live stock, and one large desk. To "Henry Bond and wife my interest in the land where on I now live and also my negro woman . . . and I will also that all the ballance of my estate be received & Enjoined by the said Henry W. Bond . . . paying all the debts of the Estate after my deceased." One of Sarah's step daughters Martha married a Thomas Bond. He may have been related to the Henry W. Bond mentioned in Sarah Higginbotham's will. She also did give a feather bed to "Eliza Andrew wife of Robt S. Andrew." I do not know of these two persons. Joseph Sewell was the executor of Sarah Higginbotham's will. It was dated July 18, 1855, and proved on September 3, 1855. (Elbert County, Georgia Will Book A, Folio 152.)

**Children: (11)**

I. Mary Stanton<sup>3</sup> Higginbotham was born on November 25, 1793, and died on December 22, 1881, at Lisbon, Louisiana.

<sup>40</sup>John Satterwhite was at least twenty-one when he married Ann Stanton Higginbotham on December 17, 1792. Their Marriage Bond does not give John Satterwhite's parents consent, thus indicating that he was of legal age to marry. For record of Marriage Bond see page 39 of *Marriage Bonds and Other Marriage Records of Amherst County, Virginia 1763-1800*. Compiled by William M. Sweeney. J. P. Bell Company, Inc., Lynchburg, Virginia, 1937.



Marriage Bond for John S.<sup>4</sup> (Samuel<sup>3</sup>, Aaron<sup>2</sup>) Higginbotham and his first cousin, once removed, Ann S.<sup>3</sup> (John<sup>2</sup>) Higginbotham.

visited Ljungby, Sweden, the home town of Mr. Scogland's father.

In 1960, Mrs. Scogland was serving as Treasurer of the Sunday School; the Woman's Club of Boulder, serving as First Vice President for the second year; in May she completed her second term as Regent (President) of Arapahoe Chapter, Daughters of the American Revolution and in April she served as the manager of the State D. A. R. Conference held in Boulder; she served her second year as Treasurer of the Colorado Division of American Association of University Women.

In 1960, Mr. Scogland was semi-retired. He spent most of his free time fishing.

#### Children: (2)

1. Ken<sup>10</sup> Scogland attended the 1960 Spring semester at Mesa College at Grand Junction, Colorado. In the fall of 1960, he did not return to college but entered the employ of Joyce's Super Market in Boulder, Colorado. He was put in charge of the Dairy Division. His recreation hours were spent in bowling and when the snow was deep enough he went skiing.

2. Quentina<sup>10</sup> Scogland graduated in June, 1960, from Boulder High School. In the same year she received first place in the Boulder Elks Youth Leadership Contest, and she also placed second in the Boulder Elks Most Valuable Student Contest for Seniors. In both instances the awards were cash. In June of 1960, at the Colorado Grand Assembly of Rainbow for Girls, she was honored by being initiated into the Order of the Grand Cross. In the fall of 1960, she enrolled in the University of Colorado and was living on campus. She went through Rush Week and was pledged by the Alpha Delta Pi Sorority. When the pledge class elected officers, she was named as their President and in that capacity she served on the C. U. Junior Pan-hellenic Board. She was very active in the activities of her sorority and in November received the recognition of "Pledge of the Week." She gave her time to other University activities, such as helping with the Campus Y.W.C.A. International Fair and doing soliciting for the Campus Chest.

2. Child<sup>6</sup> Tait
3. Child<sup>6</sup> Tait
4. Child<sup>6</sup> Tait
5. Child<sup>6</sup> Tait

2. Ann R.<sup>6</sup> (John Satterwhite<sup>1</sup>, Samuel<sup>2</sup>, Aaron<sup>3</sup>, John<sup>4</sup>) Higginbotham's birth and death is not known. She married William Scales on December 16, 1828.

#### The Higginbotham Family

She married first ..... Brown. Her second marriage was to James Tait (Tate) on July 27, 1819, in Elbert County, Georgia. He was born on February 28, 1786, and died on November 16, 1857, at Lisbon, Louisiana.

#### Children: (5)

1. Louisa<sup>6</sup> Tait was born on August 20, 1820, in Georgia and died on March 8, 1887, at Lisbon, Louisiana. She married James McClendon on December 11, 1838, at Heard County, Georgia. He was born on January 31, 1816, in Georgia and died on October 24, 1894, at Lisbon, Louisiana.

#### Children: (7)

1. Child<sup>7</sup> McClendon
2. Child<sup>7</sup> McClendon
3. Child<sup>7</sup> McClendon
4. Child<sup>7</sup> McClendon
5. Child<sup>7</sup> McClendon
6. Child<sup>7</sup> McClendon

7. Robert Tait<sup>7</sup> McClendon was born on June 6, 1851, at Lisbon, Louisiana, and died on March 17, 1923, at Lisbon, Louisiana.

He married Quintina Jane McCasland on November 17, 1874, at Lisbon, Louisiana. She was born on April 1, 1853, at Lisbon, Louisiana, and died on November 5, 1929, at Lisbon, Louisiana.

#### Children: (3)

1. Daughter<sup>8</sup> McClendon
2. Daughter<sup>8</sup> McClendon
3. Mary Effie<sup>8</sup> McClendon was born on October 18, 1879, at Lisbon, Louisiana. She was living at Rayne, Louisiana in 1944.

She married Gustavus Adolphus Kennedy on December 26, 1901, at Lisbon, Louisiana. He was born on September 9, 1874, at Summerfield, Louisiana, and died on June 6, 1929, at Rayne, Louisiana.

#### Children: (3)

1. Son<sup>9</sup> Kennedy
2. Son<sup>9</sup> Kennedy
3. Thesta<sup>9</sup> Kennedy married John C. Scogland. In 1960, the Scoglands were living in Boulder, Colorado. In the summer of 1960, they went on an eleven week tour of Western Europe with their children. During the trip they

# The Higginbotham Family

102

1890. She married Ross S. Grishaw in 1914.  
 1892. He married Grady Hindman on June 12, 1917.  
 1894. She married Sam J. Fowler in May of 1913.  
 1897, and died in January of 1897.  
 26, 1897, and died circa 1899.  
 died the same year.

14. Bailey Joseph Dearly<sup>6</sup> Higginbotham was born February 1, 1875, and died on July 4, 1928. He was a son of Dr. John Green Higginbotham's second wife, Eliza Jane Baxter.  
 Bailey Joseph married in January of 1903, to Cora Sullivan<sup>7</sup>.

## Children: (4)

1. La Vina J.<sup>8</sup> Higginbotham was born in 1905. She married John C. Kar Rendoll (?) in 1924.  
 2. A. B.<sup>9</sup> Higginbotham was born about 1907.  
 She married in 1928, ..... Jones.  
 3. Lela<sup>10</sup> Higginbotham was born in 1909.  
 4. Burnice<sup>11</sup> Higginbotham was born in 1911.

15. Lola Julia Caroline Stanton<sup>12</sup> Higginbotham was born January 2, 1878. She married on May 3, 1896 to William C. Turner who died on April 2, 1929. Lola was child of Dr. John Green Higginbotham's second wife, Eliza Jane Baxter.

## Children: (10)

1. Elonzo B.<sup>13</sup> Turner was born January 13, 1898. He married Miss Margie Roper on April 15, 1921.  
 2. Ebenezer C.<sup>14</sup> Turner was born May 11, 1899, and died September 21, 1921.  
 3. Fannie O.<sup>15</sup> Turner was born August, 1901, and died on March 20, 1904.  
 4. Henry E. Lee<sup>16</sup> Turner was born July 2, 1904, and died on October 26, 1905.  
 5. Archelus Davis<sup>17</sup> Turner was born May 1906, and died on July 10, 1906.

# Aaron<sup>18</sup> Higginbotham's Line

103

6. Julia Mae<sup>19</sup> Turner was born May 28, 1907. She married Marvin K. Moody on November 29, 1925.  
 7. Julius W.<sup>20</sup> Turner was born March 30, 1910, and was killed June 17, 1919.  
 8. Mamie Alice<sup>21</sup> Turner was born July 18, 1912, and died on October 20, 1914.  
 9. Pansy F.<sup>22</sup> Turner was born March 22, 1916.  
 10. F. Jennelle Ann<sup>23</sup> Turner was born December 26, 1918.

2. Ann<sup>24</sup> (Samuel<sup>25</sup>, Aaron<sup>26</sup>, John<sup>27</sup>) Higginbotham was born May 8, 1772, in Amherst County, Virginia, and died in Green County, Alabama on April 21, 1852. She is buried next to her husband in the Fortson family burying grounds near Clinton, Alabama.

Ann married William Fortson in Elbert County, Georgia on August 7, 1794. (For issue see Fortson Line in Part II of Appendix.)

3. Aaron<sup>28</sup> Higginbotham  
 4. Volata<sup>29</sup> Higginbotham was born in 1779, and died in 1838. In 1796, she married George Turman.<sup>30</sup> He was born in 1778, and died in 1840. He was the son of James and Martha (Seale) Turman.

## Children: (5)

1. Pernelia A.<sup>31</sup> Turman married William Pulliam.  
 2. Sam<sup>32</sup> Turman married Fortson (or Foster).  
 3. Jefferson<sup>33</sup> Turman married Frances Smith.  
 4. Marian Louise<sup>34</sup> Turman was born in 1808, and died in 1881. She married John Pryor Hall who was born in 1797, and died in 1838. He was the son of William and Sarah Blake Hall.

## Child:

1. Pernelia Ann<sup>35</sup> Hall was born in 1828, and died in 1912.

She first married Jack Deadwyler. There was no issue. Her second marriage was in 1845 to John Philip Olesby. He was the son of Robert Olesby and possibly the grandson of Moses Olesby. John Philip died in 1852.

The third marriage of Pernelia Ann was to Aid Anderson.

<sup>36</sup>On page 406 in Will Book N of Elbert County, Georgia there is a marriage bond for Samuel H. Fortson and Vilate Higginbotham. I do not know if the Vilate mentioned in the marriage bond is the same Volata given above. She may have remarried.

ANN HIGGINBOTHAM, dau. of SAMUEL

6. Anna Mae<sup>3</sup> Turner was born May 28, 1907. She married Marvin K. Moody on November 29, 1925.  
 7. Julius W.<sup>3</sup> Turner was born March 30, 1910, and was killed June 17, 1919.  
 8. Mamie Alice<sup>3</sup> Turner was born July 18, 1912, and died on October 20, 1914.  
 9. Pansy F.<sup>3</sup> Turner was born March 22, 1916.  
 10. F. Jenelle Ann<sup>3</sup> Turner was born December 26, 1918.

2. Ann<sup>4</sup> (Samuel<sup>3</sup>, Aaron<sup>3</sup>, John<sup>3</sup>) Higginbotham was born May 8, 1772, in Amherst County, Virginia, and died in Green County, Alabama on April 21, 1852. She is buried next to her husband in the Fortson family burying grounds near Clinton, Alabama.

Ann married William Fortson in Elbert County, Georgia on August 7, 1794. (For issue see Fortson Line in Part II of Appendix.)

3. Aaron<sup>4</sup> Higginbotham  
 4. Volata<sup>4</sup> Higginbotham was born in 1779, and died in 1838. In 1796, she married George Turman.<sup>4</sup> He was born in 1778, and died in 1840. He was the son of James and Martha (Seale) Turman.

#### Children: (5)

1. Permella A.<sup>5</sup> Turman married William Pulliam.
2. Sam<sup>5</sup> Turman married Fortson (or Foster).
3. Jefferson<sup>5</sup> Turman married Frances Smith.
4. Marian Louise<sup>5</sup> Turman was born in 1808, and died in 1881. She married John Pryor Hall who was born in 1797, and died in 1838. He was the son of William and Sarah Blake Hall.

#### Child:

1. Permella Ann<sup>6</sup> Hall was born in 1828, and she died in 1912.

She first married Jack Deadwyler. There was no issue.

Her second marriage was in 1845 to John Philip Olesby. He was the son of Robert Olesby and possibly the grandson of Moses Olesby. John Philip died in 1852.

The third marriage of Permella Ann was to Aid Anderson.

<sup>4</sup>On page 406 in Will Book N of Elbert County, Georgia there is a marriage bond for Samuel H. Fortson and Vilate Higginbotham. I do not know if the Vilate mentioned in the marriage bond is the same Volata given above. She may have remarried.

1829  
1777  
52

## Children: (4)

1. Jane Josephine<sup>7</sup> Oglesby was born in 1846, and died 1930. She married in 1865, to Capt. John William Eavenson, a widower with two children, namely Willie J. and Sallie Ann Eavenson. Capt. John W. Eavenson was born in 1840. He was the son of George Eavenson.

## Children: (10)

1. Alice Salome<sup>8</sup> Eavenson was born in 1866. She married Sanford Hume.
2. Eugenia Sexton<sup>8</sup> Eavenson was born in 1868. She married in 1889, to Alexander Hamilton Strickland who was born in 1855, and died in 1926.

## Children: (5)

1. Myrtie May<sup>9</sup> Strickland was born in 1890. She married in 1914, to Eugene Wilkie Beall who was born in 1890 (?).

## Children: (2)

1. Eugene W.<sup>10</sup> Beall, Jr. was born in 1916.
2. Myriam<sup>10</sup> Beall was born in 1918.

born in 1893, and died in 1901.

3. John Glen<sup>9</sup> Strickland was born in 1895. He married Marie Sutton in 1921.

## Children: (3)

1. John Glen<sup>10</sup> Strickland, Jr.
2. Alexander Alston<sup>10</sup> Strickland
3. William Lawrence<sup>10</sup> Strickland

land was born in 1898. She married Oscar Matrona Haines in 1927. No issue.

5. Elizabeth Josephine<sup>9</sup> Strickland was born in 1902. She married Alton Whitney Corbitt on July 7, 1926. No issue.

3. Permelia Elnora<sup>8</sup> Eavenson was born in 1871, and died in 1930. She married William C. Horton. No issue.

4. Albert Yarborough<sup>8</sup> Eavenson was born in 1873. He married first, Kate Clark. His second marriage was to Elizabeth Attoway Hill.

5. Lucy Jane<sup>8</sup> Eavenson was born in 1875. She married Willard N. Bailey.

6. Arthur Eugene<sup>8</sup> Eavenson was born in 1878. He married Leona Bella .....

7. Cleora Azalee<sup>8</sup> Eavenson was born in 1881. She married Paul Simm Roberts.

8. Ora Carl<sup>8</sup> Eavenson was born in 1884. His first marriage was to Anna Nora Whitmore. His second marriage was to Mattie Fussell.

9. Roscoe Llewellyn<sup>8</sup> Eavenson was born in 1866. He married Ella Fortson.

10. Eula Arcola<sup>8</sup> Eavenson was born in 1889, and died in 1890.

2. Elnora<sup>7</sup> Oglesby was born in 1848. She married John Duncan.

3. John<sup>7</sup> Anderson was a child of Permelia Ann's third husband Aid Anderson.

4. Tom<sup>7</sup> Anderson was a child of Permelia's third husband Aid Anderson.

5. Seaborn<sup>8</sup> Turman died in infancy.

5. Clarysia<sup>4</sup> Higginbotham was married to Stephen Cheatham on April 5, 1810. (Elbert County, Georgia Will Book N on page 66.)

6. Blackley<sup>4</sup> Higginbotham was born sometime between 1785 and 1789 because in 1805 the court records indicate he was a minor.

7. Samuel<sup>4</sup> Higginbotham, Jr.

8. George Green<sup>4</sup> Higginbotham was born July 15, 1791, in Amherst County, Virginia. He died at Clinton, Alabama on May 6, 1859.

He was married by Jno Willis, J. P. to Sarah Fortson on February 20, 1817. (Elbert County, Georgia Will Book L, 1816-1821, page 106.) (See Fortson Line in Part II of Appendix.)

George Green Higginbotham was a Major in the War of 1812, and was wounded six times. He served under General Andrew Jackson. (Alexander Brown's *The Cabells and Their Kin*.) He removed to Green County, Alabama.

## Children: (8)

1. Elizabeth Jane<sup>5</sup> Higginbotham was born January 25, 1818, in Elbert County, Georgia. She died near Clinton, Alabama on September 22, 1859. She married Henry Harrison.

## Children: (4)

1. Areminta<sup>e</sup> Harrison married first, Dr. Nathaniel Friend. Her second marriage was to ..... Branson.
  2. George<sup>e</sup> Harrison served in the C.S.A. during the Civil War.
  3. Kate<sup>e</sup> Harrison
  4. Josephine<sup>e</sup> Harrison
2. Nancy<sup>e</sup> Higginbotham married O. J. Nuly.

## Children: (2)

1. Nancy<sup>e</sup> (?) Nuly
  2. Sally<sup>e</sup> (?) Nuly
3. Arnetta<sup>e</sup> Higginbotham
4. Amanda<sup>e</sup> Higginbotham married Henry Brown.
5. Isabella<sup>e</sup> Higginbotham married on April 28, 1858, to the Rev. J. R. Webster who was born on December 6, 1827, and died on January 12, 1860.
6. George<sup>e</sup> Higginbotham was a captain in the C.A.S. during the Civil War.
7. Benjamin<sup>e</sup> Higginbotham was a captain in the C.S.A. during the Civil War.
8. Sara Ann<sup>e</sup> Higginbotham was born in Green County, Alabama on October 1, 1819, and died at Pecan Point, Louisiana on October 5, 1873.
- Sara Ann was married on October 18, 1837, to Major Bennet Smith Dickson of the Tennessee Militia. (For issue see Dickson Line in Part II of Appendix.)

2. Aaron<sup>s</sup> (Aaron<sup>s</sup>, John<sup>n</sup>) Higginbotham, Jr.'s birth is not known. He died intestate in 1794.

He married on December 4, 1775, to Nancy Croxton<sup>12</sup> who died in 1823. She was the daughter of Samuel and Elizabeth Croxton. (See Croxton Line in Part II of Appendix.)

Aaron was commissioned an Ensign in the Amherst County, Virginia Militia on July 3, 1786. (Order Book, page 517.) In the inventory of his estate he was styled "Captain" but I have found no record of his being commissioned a Captain. The appraisal of his estate as returned to the Amherst County Court on April 20, 1795, was £612.12. (For court records in which Aaron Higginbotham, Jr. is mentioned see Part I of Appendix.)

<sup>12</sup>William M. Sweeney's *Marriage Bonds and Other Marriage Records of Amherst County, Virginia 1763-1800*, page 39. J. P. Bell Company, Inc., Lynchburg, Virginia, 1937.

## Children: (7)

1. Elizabeth<sup>4</sup> Higginbotham was born July 11, 1778, and died on September 7, 1837.

She married on March 1, 1797, James Shields<sup>13</sup> who was the son of John and Margaret (Finley) Shields. (See Finley Line in Part II of Appendix. Also, for issue see Shields Line in Part II of Appendix.)

2. Absalom<sup>4</sup> Higginbotham, Sr. was born May 2, 1781, and died on July 7, 1866.

He married on November 16, 1806, to Mary C. Sandidge who was born on August 26, 1789, and died on May 28, 1871. (See Sandidge Line in Part II of Appendix.)

Absalom Higginbotham, Sr.'s will was dated August 11, 1860, and it was probated on July 16, 1866. (Amherst County, Virginia Will Book 17, page 150.) In his will he mentions his wife and children: daughter Nancy C. and sons James, Rufus A., Benjamin S., Absalom, Aron, and Paul.

## Children: (9)

1. Betty Ann<sup>s</sup> Higginbotham was born October 5, 1807, and died on May 26, 1831. She was married on August 16, 1830, by the Rev. James Boyd to Edmund W. Hill.

2. Nancy Croxton<sup>s</sup> Higginbotham was born December 4, 1809, and died on October 5, 1865. She married Thomas B. Royster on October 16, 1843. (M.L.B.)

## Children: (3)

1. Ann Eliza<sup>e</sup> Royster did not marry.

2. Bettie<sup>e</sup> Royster married Hyter Parr.

3. William<sup>e</sup> Royster married Sally Brown.

3. James<sup>s</sup> Higginbotham was born February 5, 1812, and died on September 11, 1874.

He married on December 17, 1835, to Ann Eliza London who was the daughter of John and Tirzah (Higginbotham) London. James and Ann were second cousins, once removed. (See Tirzah in John<sup>s</sup> Higginbotham's Line.)

## Children: (8)

1. Elizabeth Tirza<sup>e</sup> Higginbotham married on June 14, 1859, to Marcellus P. Rucker who was the son of Nathan D. and Mary (Woodroof) Rucker. Elizabeth's first cousin Blanch T. Higginbotham married Paul Rucker, a second

<sup>13</sup>*Ibid.*, page 69.



## Appendix

Part I of the Appendix consists of Higginbotham records. The records are listed under the following headings: Pole and Census Records, Tithable and Tax Lists, Property Records, Suits, Miscellaneous Court Records, Records of Public Offices Held By Higginbothams, Church Vestry Records, Sunday School Records, School Records, Business Records, Military Records, Extracts From A Civil War Diary, Family Bible Records, Marriage Records, Obituaries and Tombstone Inscriptions, Settlement of Estates, and Letters.

### POLE AND CENSUS RECORDS

Extracts from 1783 Census of Amherst County, Virginia

| NAME  | WHITE | BLACK |
|---|-------|-------|
| William <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham  | 6     |       |
| Benjamin <sup>2</sup> (John <sup>1</sup> ) Higginbotham                         | 3     | 10    |
| Benjamin <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham | 3     | 1     |
| Jacob <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham      | 8     | 4     |
| Joseph <sup>2</sup> (John <sup>1</sup> ) Higginbotham                           | 4     | 7     |
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham      | 10    | 6     |
| Aaron <sup>2</sup> (John <sup>1</sup> ) Higginbotham                            | 2     | 15    |
| Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham       | 4     | 3     |
| James <sup>2</sup> (John <sup>1</sup> ) Higginbotham                            | 4     | 14    |
| John <sup>2</sup> (John <sup>1</sup> ) Higginbotham                             | 11    | 18    |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham                            | 8     | 7     |
| Caleb <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham    | 6     | 3     |

Extracts from Nansemond County, Virginia Census for

| NAME             | WHITE | BLACK | WHITE DWELLINGS | BLACK DWELLINGS | OTHER BUILDINGS |
|------------------|-------|-------|-----------------|-----------------|-----------------|
| Wm Higginbotham* | 6     |       |                 |                 |                 |
| Wm Hickumbotham* | 7     |       | 1               |                 | 2               |

\*This is probably the same above mentioned William Higginbotham in the 1783 Census of Amherst County, Virginia. He could have obtained the land in Nansemond County during his travels while serving in the Revolutionary War. He served from 1777 to the end of the War.

Extracts from 1785 Census of Amherst County, Virginia

| NAME  | WHITE DWELLINGS | BLACK DWELLINGS | OTHER BUILDINGS |
|---|-----------------|-----------------|-----------------|
| William <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham* | 7               |                 |                 |

\*In an Amherst County, Virginia Court for February, 1785, there is a mention of William Higginbotham and on Affidavit it appears that there

1810 Census of Rutherford County  
Elisha Higinbotham

Absalom<sup>4</sup> (Aaron<sup>3</sup>, Aaron,  
 John<sup>1</sup>) Higginbotham  
 (Four members of family en-  
 gaged in agriculture.)

Jacob L. Higginbotham  
Sarilda C. Higginbotham  
John W. Higginbotham

3 yrs. Born in Ky.  
2 yrs. Born in Ky.  
7 mos. Born in Ky.

# Extracts From 1850 Census of Noxube County, Mississippi

B. G. Higginbotham

(Benjamin Graves<sup>4</sup>

[Benjamin<sup>3</sup>, Benjamin<sup>2</sup>,

John<sup>1</sup>] Higginbotham

Mary Higginbotham

John L. Higginbotham

Mary Higginbotham

Tabitha Higginbotham

66 yrs. Male Born in Ga. Planter  
55 yrs. Female Born in Ga.  
34 yrs. Male Born in Ga. Planter  
28 yrs. Female Born in Ga.  
13 yrs. Female Born in Ga.

Talleffaria Higginbotham

(Benjamin Talleffaria<sup>5</sup>

[Benjamin Graves<sup>4</sup>,

Benjamin<sup>3</sup>, Benjamin<sup>2</sup>,

John<sup>1</sup>] Higginbotham)

Jane Higginbotham

Mary Ann Higginbotham

James Higginbotham

Mary Burnell

38 yrs. Male Born in Ga. Planter  
31 yrs. Female Born in Ala.  
1 yr. Female Born in Miss.  
7 mos. Male Born in Miss.  
16 yrs. Female Born in Ala.

# Extracts From 1860 Census of Warren County, Kentucky

B. W. Higginbotham (Benjamin

Willis<sup>5</sup> [Aaron<sup>4</sup>, Aaron<sup>3</sup>,

Aaron<sup>2</sup>, John<sup>1</sup>] Higginbotham)

28 yrs. Born in Va.

William S.<sup>4</sup> (James<sup>3</sup>, James<sup>2</sup>,

John<sup>1</sup>) Higginbotham

Virginia Higginbotham

Mary Higginbotham

Huphelia Higginbotham

James Higginbotham

Virginia Higginbotham

Cyrilla Higginbotham

42 yrs. Born in Va. Farmer  
36 yrs. Born in Ky.  
8 yrs. Born in Ky.  
6 yrs. Born in Ky.  
5 yrs. Born in Ky.  
4 yrs. Born in Ky.  
1 yr. Born in Ky.

Robert<sup>4</sup> (James<sup>3</sup>, James<sup>2</sup>,

John<sup>1</sup>) Higginbotham

Rhoda Higginbotham

Henry Higginbotham

27 yrs. Born in Va.  
24 yrs. Born in Ky.  
3 yrs. Born in Ky.

[Washington] Cabell<sup>4</sup> (James<sup>3</sup>,  
James<sup>2</sup>, John<sup>1</sup>) Higginbotham

23 yrs. Born in Ky. Farmer

Nancy Higginbotham (Sister of

the above Cabell

Higginbotham.)

Sally Higginbotham (Sister of the

above Cabell Higginbotham.)

33 yrs. Born in Va.

25 yrs. Born in Va.

# Extracts From 1860 Census of Noxube County, Mississippi

[Benjamin] Graves<sup>4</sup>

(Benjamin<sup>3</sup>, Benjamin<sup>2</sup>,

John<sup>1</sup>) Higginbotham

P. Higginbotham

T. Higginbotham

Mary Green

James Green

Real estate value: \$300.

60 yrs. Male Born in Va. Planter

60 yrs. Female Born in Ga.

21 yrs. Female Born in Miss.

33 yrs. Female Born in Ala.

12 yrs. Male Born in Miss.

# Extracts From 1860 Census of Winston County, Mississippi

B. T. Hickumbottom

(Benjamin Talleffaria<sup>5</sup>

[Benjamin Graves<sup>4</sup>,

Benjamin<sup>3</sup>, Benjamin<sup>2</sup>,

John<sup>1</sup>] Higginbotham)

S. J. Hickumbottom

M. A. Hickumbottom

B. R. Hickumbottom

S. E. Hickumbottom

M. J. Hickumbottom

R. J. Hickumbottom

C. E. Hickumbottom

Real estate value: \$800.

Personal estate: \$400.

48 yrs. Male Born in Ga. Farmer

37 yrs. Female Born in S. C.

11 yrs. Female Born in Miss.

10 yrs. Male Born in Miss.

9 yrs. Female Born in Miss.

5 yrs. Female Born in Miss.

2 yrs. Male Born in Miss.

6 mos. Female Born in Miss.

# Extract From 1870 Census of Kemper County, Mississippi

Higginbotham, Pollie (Wife of

the late Benjamin Graves<sup>4</sup>

[Benjamin<sup>3</sup>, Benjamin<sup>2</sup>, John<sup>1</sup>]

Higginbotham.)

76 yrs. Female Born in Ga.

Keeping House

32 yrs. Female Born in Miss.

15 yrs. Female Born in Miss.

4 yrs. Female Born in Miss.

At home

Higginbotham, Tabitha

Higginbotham, Ann

Seal, Sophia

# Extract From 1870 Census of Winston County, Mississippi

Higginbotham, B. T. (Benjamin

Talleffaria<sup>5</sup> [Benjamin Graves<sup>4</sup>,

Benjamin<sup>3</sup>, Benjamin<sup>2</sup>, John<sup>1</sup>]

Higginbotham

Real estate value: \$266.

Personal estate: \$363.

57 yrs. Male Born in Ga.

Farmer

*The Higginbotham Family*

Higginbotham, Jane 48 yrs. Female Born in S. C.  
 Keeping House  
 Higginbotham, Mary 22 yrs. Female Born in Miss.  
 Higginbotham, Sarah 18 yrs. Female Born in Miss.  
 Higginbotham, Riley 21 yrs. Male Born in Miss.  
 Higginbotham, Martha 15 yrs. Female Born in Miss.  
 Higginbotham, Robert 13 yrs. Male Born in Miss.  
 At School  
 Higginbotham, Nellie 10 yrs. Female Born in Miss.

TITHABLE AND TAX LISTS

Extracts From 1744 List of Tithables of Goochland  
 County, Virginia

Following is "A List of Tithables Taken P Charles Lynch  
 At The Mountains on the North Side James River in Goochland  
 County in 1744."

Belonging to the Estate of Jn<sup>o</sup> Carter Esq<sup>r</sup> Dec<sup>d</sup> Joseph  
 Anthony: Wm Bishop: John Herd: Thos<sup>s</sup> Hanes: Thos<sup>s</sup> Bibb: 75  
 Howard Cash and 71 negroes 13  
 Pet. Jefferson: Geo: Taylor: 11 negroes  
 Belonging to The Rev<sup>d</sup> Mr Stith 6  
 Jn<sup>o</sup> Howard: 5 negroes 1  
 Hugh Frazier 9  
 Charles Lynch &c., 1  
 Henry Burros 1  
 George Taylor 3  
 Joel Terrell's Tithes 2  
 Peter Johnson: 2 negroes 24  
 Peter Nowland: 1 negro  
 Belonging to Mess<sup>rs</sup> Harmer & King: 24  
 Geo Munro: Jn<sup>o</sup> Lakey: Will Bobe: 21 negroes  
 Belonging to Col Lunsford Lomax: 24  
 Gabriel Long: 24 negroes  
 Robert Addames: Jn<sup>o</sup> Brit: 7 negroes 9  
 Belonging to Mr Thos<sup>s</sup> Meriwether: 5  
 William Farrill: 4 negroes 6  
 Giles Allegre: Jn<sup>o</sup> Jones: 4 negroes  
 Belonging to Col Robt Lewis & Abraham Sladin: 7  
 Wm Sladin: 5 negroes 4  
 Thos<sup>s</sup> Joplin: Ralph Joplin: 2 negroes

*Tithable and Tax Lists*

Wm Hudsons Tithes 5  
 John White: 4 negroes 2  
 Castleton Harper: Cha<sup>s</sup> Parton 1  
 Benj<sup>m</sup> White 1  
 James Lee 1  
 Matthew Graves; 1 negro 2  
 Nicholas Meriwether: 17 negroes 18  
 Belonging to Rev<sup>d</sup> Robt Rose; Jn<sup>o</sup> Ross: 8 negroes 9  
 Edwin Hickman: James Hickman, Edwin Hickman  
 Jun<sup>r</sup>: 10 negroes 13  
 David Rees 1  
 John Morris 1  
 James Fider 1  
 John Warren 1  
 James Hill 1  
 Alex<sup>r</sup> McKensey 1  
 Dan<sup>i</sup> Jones 1  
 Jn<sup>o</sup> Austin 1  
 Martin King, Mart<sup>n</sup> King Jun<sup>r</sup> 2  
 Joshua Harp, Wm Thomas 2  
 Mark Linleys Tithes  
 Bethel Linley, Wm Linley 2  
 Wm Hargis 1  
 Thos<sup>s</sup> Butler 1  
 Paul Abney 1  
 Belonging to Matthew Mills  
 James Warren & 2 negroes 3  
 Wm Becknall 1  
 Belonging to Doct<sup>r</sup> Thos<sup>s</sup> Walker  
 Jn<sup>o</sup> Lion: 3 negroes 4  
 Thos<sup>s</sup> Evins: Ch<sup>s</sup> Evins 2  
 Martin Trap 1  
 David Lewis Jun<sup>r</sup> 1  
 Jn<sup>o</sup> Key: Martin Key, Jn<sup>o</sup> Key Jun<sup>r</sup>: 1 negro 4  
 Robert Dalton, Simon Grant: 1 negro 4  
 Jn<sup>o</sup> Smith: 1 negro 3  
 Wm Brannon 2  
 Thos<sup>s</sup> Sorrell: 4 negroes 1  
 Wm Sudeth & James Sudeth 5  
 Dan<sup>i</sup> Holaday: 1 negro 2  
 David Lewis; Jn<sup>o</sup> Lewis; Joel Lewis: 2 negroes 2  
 Wm Terel Lewis Contabi: 1 negro 5  
 James Defoe 1  
 Wm Williams & John Williams 1  
 Benj<sup>n</sup> Wheeler; John Caffrey: 2 negroes 2  
 4

Extracts From List of Tithables Taken From  
Amherst County, Virginia For April 10, 1782

White Negroes Cattle Horses

|   |   |    |    |   |
|---|---|----|----|---|
| Joseph <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 3 | 17 | 7  | 5 |
| Joseph <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham, Jr.                 |   |    |    | 3 |
| Jos. Higginbotham Morrison (Son of<br>Rachel <sup>2</sup> [John <sup>1</sup> ] Higginbotham.)       | 1 | 4  | 8  | 5 |
| Jacob <sup>2</sup> (Joseph <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                       | 1 | 1  | 11 | 3 |
| Benjamin Plunket  | 1 | 1  | 3  |   |
| Caleb <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                     | 1 | 2  | 11 | 4 |
| Aaron <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1 | 13 | 15 | 7 |
| Benjamin <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                  | 1 | 1  |    | 3 |
| Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham, Jr.                   | 1 | 3  | 10 | 4 |
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                       | 1 | 6  | 24 | 4 |
| Benjamin <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 2 | 9  | 20 | 6 |
| Mary Ann Franklin (Mary Ann <sup>3</sup><br>[Aaron <sup>2</sup> , John <sup>1</sup> ] Higginbotham) | 4 | 5  |    | 3 |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 2 | 7  | 18 | 6 |
| James <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1 | 13 | 17 | 6 |
| John <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1 | 14 | 22 | 3 |

Extracts From List of Tithables Taken From  
Amherst County, Virginia For 1783

|   | Whites<br>above 21 | Slaves<br>above 16 | Total<br>slaves | Horses | Cattle |
|---|--------------------|--------------------|-----------------|--------|--------|
| Thomas Morrison   | 1                  | 1                  | 1               | 4      | 10     |
| Joseph H. Morrison (Son of<br>Rachel <sup>2</sup> [John <sup>1</sup> ] Higginbotham.)                                   | 1                  | 2                  | 4               | 5      | 7      |
| John Shields  | 1                  | 1                  | 1               | 5      | 12     |
| Jane Shields  | 1                  | 1                  | 2               | 3      | 9      |
| Francis Satterwhite   | 1                  | 2                  | 4               | 7      | 12     |
| William Graves  | 1                  |                    |                 |        |        |
| William Higginbotham, Sr.<br>(Possibly William <sup>3</sup> [Moses <sup>2</sup> ,<br>John <sup>1</sup> ] Higginbotham.) | 1                  |                    |                 | 2      | 6      |
| William Higginbotham (Possibly<br>William <sup>3</sup> [Benjamin <sup>2</sup> , John <sup>1</sup> ]<br>Higginbotham.)   | 1                  | 2                  | 4               | 3      |        |
| Stephen Ham   | 1                  | 2                  | 3               | 5      |        |
| John Upshaw   | 1                  | 1                  | 1               | 1      |        |

|  |   |   |    |    |
|--|---|---|----|----|
| Tamsey Cash (Tamsey <sup>3</sup> [Aaron <sup>2</sup> ,<br>John <sup>1</sup> ] Higginbotham)    | 1 | 5 | 1  | 10 |
| Margaret Cox (Margaret <sup>3</sup> [Aaron <sup>2</sup> ,<br>John <sup>1</sup> ] Higginbotham) | 2 | 4 | 3  | 9  |
| Mary Ann Franklin (Daughter of<br>Aaron <sup>2</sup> [John <sup>1</sup> ] Higginbotham.)       | 1 | 4 | 4  | 6  |
| Caleb <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                | 1 | 2 | 3  | 14 |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 2 | 7 | 7  | 10 |
| John <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1 | 6 | 18 | 3  |
| James <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1 | 4 | 14 | 5  |
| Benjamin <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham             | 1 | 1 | 2  | 4  |
| Benjamin <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1 | 5 | 10 | 7  |
| Jacob <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                  | 1 | 1 | 4  | 10 |
| Joseph <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 3 | 4 | 7  | 12 |
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham                  | 1 | 3 | 6  | 4  |
| Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham, Jr.              | 1 | 1 | 3  | 4  |
| Aaron <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1 | 7 | 15 | 6  |

Extracts From List of Tithables Taken From  
Amherst County, Virginia For 1784

|   | Whites<br>above 21 | Slaves<br>above 16 | Slaves<br>under 16 | Horses | Cattle |
|---|--------------------|--------------------|--------------------|--------|--------|
| Joseph Dillard  | 1                  | 4                  | 3                  | 5      | 15     |
| Joseph Higginbotham (Possibly<br>Joseph <sup>3</sup> [Moses <sup>2</sup> , John <sup>1</sup> ]<br>Higginbotham or Joseph <sup>3</sup><br>[Benjamin <sup>2</sup> , John <sup>1</sup> ]<br>Higginbotham.) | 1                  |                    |                    | 1      |        |
| Jos. H. Morrison (Son of Rachel <sup>2</sup><br>[John <sup>1</sup> ] Higginbotham.)   | 1                  | 2                  | 2                  | 5      | 8      |
| Rachel Ayres (Rachel <sup>2</sup><br>[John <sup>1</sup> ] Higginbotham)   | 1                  | 7                  | 8                  | 4      | 18     |
| Thos. Morrison, Jr.   | 1                  | 2                  | 3                  | 5      | 12     |
| Thos. Morrison  | 1                  | 1                  |                    | 2      | 7      |
| John Upshaw   | 1                  | 1                  |                    | 2      | 7      |
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham   | 2                  | 3                  | 3                  | 5      | 21     |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 2                  | 3                  | 5                  | 4      | 10     |
| Jacob <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham   | 1                  | 1                  | 3                  | 4      | 8      |
| John <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1                  | 7                  | 10                 | 5      | 15     |
| Francis <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> )<br>Higginbotham   | 1                  |                    |                    | 1      |        |

|   |   |   |    |   |    |
|---|---|---|----|---|----|
| Benjamin <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1 | 4 | 6  | 5 | 16 |
| James <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1 | 4 | 11 | 5 | 16 |
| Benj. <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.                               | 1 |   | 1  | 3 | 6  |
| Caleb <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham                                    | 1 | 3 |    | 3 | 13 |
| Joseph <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 2 | 4 | 4  | 4 | 15 |
| Jos. <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.                                  | 1 |   | 1  | 2 |    |
| Aaron <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1 | 7 | 7  | 8 | 15 |
| Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.                                  | 1 | 2 | 1  | 4 | 12 |
| William Higginbotham (Probably William <sup>3</sup> [Joseph <sup>2</sup> , John <sup>1</sup> ] Higginbotham.)   | 1 | 1 | 1  | 2 | 7  |
| William Higginbotham (Probably William <sup>3</sup> [Benjamin <sup>2</sup> , John <sup>1</sup> ] Higginbotham.) | 1 | 3 | 4  | 5 | 7  |
| William Graves  | 1 |   |    | 3 | 3  |

In the Tax Lists of Greenbrier County, Virginia for 1784-1786, there appears the names Jos. Hickenbottom and Moses Hickenbottom. It is possible they were Joseph<sup>3</sup> (Moses<sup>2</sup>, John<sup>1</sup>) Higginbotham and Moses<sup>3</sup> (Moses<sup>2</sup>, John<sup>1</sup>) Higginbotham, Jr.

Extracts From List of Tithables Taken From  
Amherst County, Virginia For 1785

|   | Whites<br>over 21 | Whites<br>16-21 | Slaves<br>under 16 | Slaves<br>over 16 | Horses | Cattle |
|---|-------------------|-----------------|--------------------|-------------------|--------|--------|
| Joseph Dillard  | 2                 |                 |                    |                   |        |        |
| John Shields (Rockfish)   | 1                 | 1               |                    | 4                 | 4      | 14     |
| Rachel Ayres (Rachel) <sup>2</sup>  |                   |                 |                    |                   | 4      | 6      |
| [John <sup>1</sup> ] Higginbotham   | 1                 |                 | 11                 | 7                 | 8      | 7      |
| Jane Shields  |                   |                 |                    |                   | 5      | 7      |
| William Higginbotham<br>(Possibly William <sup>3</sup><br>[Moses <sup>2</sup> , John <sup>1</sup> ] Higginbotham or William <sup>3</sup><br>[Joseph <sup>2</sup> , John <sup>1</sup> ] Higginbotham.) | 1                 |                 |                    |                   |        |        |
| John Sandidge   | 1                 |                 |                    |                   |        |        |
| Aaron <sup>2</sup> (John <sup>1</sup> ) Higginbotham, Sr.   | 1                 | 3               | 1                  | 1                 | 3      | 3      |
| Aaron <sup>2</sup> (John <sup>1</sup> ) Higginbotham, Jr.   | 2                 | 1               | 2                  | 2                 | 2      | 12     |
| Jos. <sup>2</sup> (John <sup>1</sup> ) Higginbotham, Sr.  | 2                 | 4               | 4                  | 4                 | 2      | 17     |

|  |   |    |   |   |    |
|--|---|----|---|---|----|
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham   | 1 | 4  | 3 | 7 | 24 |
| Caleb <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham | 1 |    | 3 | 2 | 18 |
| Col <sup>o</sup> Jas. <sup>2</sup> (John <sup>1</sup> ) Higginbotham         | 1 | 12 | 4 | 5 | 21 |
| John <sup>2</sup> (John <sup>1</sup> ) Higginbotham                          | 1 | 11 | 5 | 5 | 15 |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham                         | 2 | 5  | 3 | 3 | 11 |

Extracts From Lists of Tithables Taken From  
Amherst County, Virginia For 1786

|   | Whites<br>over 21 | Whites<br>16-21 | Slaves<br>under 16 | Slaves<br>over 16 | Horses | Cattle |
|---|-------------------|-----------------|--------------------|-------------------|--------|--------|
| James <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1                 | 13              | 4                  | 5                 | 22     |        |
| John <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1                 | 12              | 5                  | 5                 | 17     |        |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1                 | 6               | 3                  | 4                 | 9      |        |
| Jos. <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.                                  | 1                 |                 |                    | 3                 | 7      |        |
| William Higginbotham<br>(See above List for 1785.)  | 1                 |                 | 1                  | 2                 | 5      |        |
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham                                      | 1                 | 5               | 5                  | 7                 | 26     |        |
| Clary Higginbotham<br>(Wife of late Aaron <sup>2</sup><br>[John <sup>1</sup> ] Higginbotham.)                   |                   | 7               | 3                  | 5                 | 14     |        |
| Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham                                       | 1                 | 1               | 5                  | 4                 | 14     |        |
| Joseph <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 2                 | 5               | 4                  | 6                 | 16     |        |
| Caleb <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham                                    | 1                 |                 | 3                  | 2                 | 18     |        |
| Thomas Higginbotham<br>(Probably Thomas <sup>3</sup><br>[John <sup>2</sup> , John <sup>1</sup> ] Higginbotham.) |                   |                 |                    |                   |        |        |

Extracts From Personal Tax List of  
Amherst County, Virginia For 1787

|  | Persons Chargeable<br>With Tax | Whites Above<br>21 | Whites<br>Above 16 | Blacks | Horses | Cattle |
|--|--------------------------------|--------------------|--------------------|--------|--------|--------|
| Samuel <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham |                                |                    |                    |        |        |        |
| Samuel Higginbotham  |                                | 1                  | 11                 | 7      | 20     |        |



His home site is part of a historic boundary which in early days was called "The Crab Orchard Tract," much of it Clinch River meadow, all of it fertile. Since wild crab apple bushes flourished there, so as to give it their name, when white men first found it much of it must have been glades, where grass grew to attract deer, elk and buffalo. From time immemorial Indians had camped, hunted and fought there.

According to Pendleton's History of Tazewell County Thomas Witten and his brother-in-law, Samuel Cecil, moved from Maryland to Southwest Virginia in 1766 with their families.

The Cecils settled in what is now Pulaski County. The Wittens crossed the mountain and went up Walker's Creek to a big spring where Mrs. Beauregard Allen lives now, and camped there for about a year. In 1767 Thomas Witten, his wife, their five unmarried sons, their daughter Elizabeth and John Greenup, her husband, came to "The Crab Orchard," and became the first permanent settlers on the soil of present day Tazewell County.

In 1768 a large party of Cherokees on a hunting expedition arrived and went into camp not far from the Witten and Greenup cabins. A little later an even larger party of Shawnees arrived, also intent upon hunting. The Shawnees ordered the Cherokees to leave. The Cherokees climbed a nearby mountain, fortified themselves with crude breastworks, and prepared for battle. Late in afternoon the Shawnees attacked and the fight was hot until dark. Early the next morning it was renewed.

During the night the Cherokees secured from Thomas Witten a supply of ammunition that enabled them to defeat their enemy. Casualties were severe on both sides. A big pit was dug in which the Cherokee dead were buried. The defeated Shawnees probably carried their dead away and buried them.

Prior to 1800 Moses Higginbotham came from Amherst County to Tazewell, made his home in a log house near Liberty Hill, and founded the large Higginbotham family connection in that and adjoining counties and other parts of the United States.

When Allen Jefferson Higginbotham acquired the farm upon which he now lives it was somewhat run down. One day in the 1940s, while he was having bushes grubbed off of a field, a cave-in occurred. Some one set fire to a dead cedar bush and dropped it into the hole. Light from the burning bush revealed that this was not merely a small sink hole of the sort that frequently appears in limestone country but a cave of considerable size.

Investigation showed skeletons were in the cave. Some people supposed that this might be where Indians slain in the tribal battle on the nearby mountain were buried. But further exploration refuted that theory. Much more than some skeletons of warriors were there. In addition to complete skeletons were individual skulls, pieces of bone, many loose human teeth, beads, stone pipes and other articles of the stone age culture.

Word spread of the newly discovered deposit of ancient remains. Newspapers gave it publicity. Higginbotham became involved in correspondence with archaeologists and scientists. Delegations from the Smithsonian Institution and from Virginia Tech. visited him, explored the cave, carried off some of its contents, but left a good supply with Higginbotham.

With these, supplemented by many other items that had been ploughed up or picked up over the years on the ancient

Indian hunting and camping grounds, Higginbotham had the nucleus of a valuable museum, but no suitable place to house it.

His cousin, Mrs. George C. Peery, widow of the late Governor of Virginia, had inherited the old Moses Higginbotham home place at Liberty Hill. The original log home, somewhat dilapidated was still standing on her property. She gave it to her "Cousin Jeff." With those still solid oak logs he built the modern house on his lawn in which not only his collection of Indian relics but numerous other historical exhibits are on display.

Following are some references dealing with negroes as property.

December 30, 1786. Benjamin Arnold and wife, Mary Ann,\*

\*Mary Ann<sup>s</sup> (Aaron<sup>s</sup>, John<sup>n</sup>) Higginbotham. She was also the widow of the deceased mentioned Henry Franklin in the indenture.

to Samuel<sup>s</sup> (Aaron<sup>s</sup>, John<sup>n</sup>) Higginbotham and Henry Franklin. In consideration of two negroes Jean & Matt and £40 cash in hand paid of the property of Henry Franklin, deceased, do sell and convey to Samuel Higginbotham and Henry Franklin in behalf and for the use of the said Henry Franklin deceased children namely, Reubin, Aaron, Jasper, Peachy, Antony and Henry Tarlton, for them and their heirs forever, all right and title to two negroes, namely, Millinder and Joshua of the above mentioned Henry Franklin, deceased, and also all the negroes and other property of all kinds whatsoever that would revert to us by Aaron<sup>s</sup> (John<sup>n</sup>) Higginbotham's Will Deceased, on the death of Clary Higginbotham my wife's mother. (Amherst Co., Va. D. B. F. p. 124.)

February 7, 1795. William<sup>s</sup> (Benjamin<sup>s</sup>, John<sup>n</sup>) Higginbotham—Fol. 187—to Thomas Napier 2 slaves, Jack & Major. (Historical Collections, D. A. R. of Georgia, Vol. 3, p. 176.)

February 7, 1795. William<sup>s</sup> (Benjamin<sup>s</sup>, John<sup>n</sup>) Higginbotham—Fol. 188—to Robert Middleton, 4 slaves Phillis, Sarah & Anthony and a little girl. (*Ibid.*, p. 177.)

December 19, 1797. John Rice Kerr to David<sup>s</sup> (John<sup>s</sup>, John<sup>n</sup>) Higginbotham, both of Albemarle County. Mortgage of three negro slaves to secure a debt. (Albemarle Co., Va. D. B. Vol. 12, p. 425.)

February 9, 1802. Joseph H. Morrison releases his share of a negro girl, Rachel, supposed to be the property of Rachel Ayres\*

\*Rachel<sup>s</sup> (John<sup>n</sup>) Higginbotham. The Joseph H. Morrison and Eve Lackey named in the indenture were children of Rachel by her first husband, William Morrison.

|  |                        |    |   |    |
|--|------------------------|----|---|----|
| Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham                                | Aaron Higginbotham     | 7  | 4 | 16 |
| Jos. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham                                 | Jos. Higginbotham      | 4  | 4 | 7  |
| Jos. <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.                           | Jos. Higginbotham, Jr. | 1  | 2 |    |
| Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | Moses Higginbotham     | 10 | 5 | 13 |
| Will Higginbotham (See above List for 1785.)   | Wm. Higginbotham       | 2  | 7 |    |
| Thos. Higginbotham (Probably Thomas <sup>3</sup> [John <sup>2</sup> , John <sup>1</sup> ] Higginbotham.) |                        | 1  |   |    |
| Clary Higginbotham (Wife of late Aaron <sup>2</sup> [John <sup>1</sup> ] Higginbotham.)                  |                        | 10 | 4 | 21 |

Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham's name appeared on the Tax List of Amherst County, Virginia for July 9, 1792.

Extracts From Tax Lists of  
Lexington Parish, Amherst County, Virginia

| Date  | White<br>Tithe | Negroes<br>12-16 | Horses |
|---|----------------|------------------|--------|
| 4/22 Jos. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham   | 1              | 2                | 1      |
| 6/3 Chas. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham   | 1              | 3                | 4      |
| 6/3 John <sup>2</sup> (John <sup>1</sup> ) Higginbotham   | 1              | 7                | 5      |
| 6/3 James <sup>2</sup> (John <sup>1</sup> ) Higginbotham  | 1              | 6                | 2      |
| 6/3 Est. Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham   |                |                  |        |
| 6/27 Wm. Higginbotham (Possibly Wm. <sup>3</sup> [Moses <sup>2</sup> , John <sup>1</sup> ] Higginbotham or Wm. <sup>3</sup> [Benjamin <sup>2</sup> , John <sup>1</sup> ] Higginbotham or Wm. <sup>3</sup> [Joseph <sup>2</sup> , John <sup>1</sup> ] Higginbotham.) |                |                  |        |

| Date  | White<br>Tithe | Negroes<br>12-16 | Horses |
|---|----------------|------------------|--------|
| 1795  |                |                  |        |
| 4/18 Jos. <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                    | 2              | 5                | 1      |
| 4/18 Jos. <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.         | 1              | 1                | 1      |
| 4/21 Jos. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham               | 1              | 3                | 4      |
| 5/7 Clary Higginbotham (Wife of late Aaron <sup>2</sup> [John <sup>1</sup> ] Higginbotham.) | 1              | 5                | 2      |
| 5/12 Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr. Estate  | 6              | 6                | 6      |
| 5/18 Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham Est.                              | 6              | 1                | 1      |
| 5/18 Chas. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham              | 1              | 9                | 4      |
| 6/2 James <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                    | 1              | 4                | 5      |
| 6/2 John <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                     | 1              |                  |        |
| 1796  |                |                  |        |
| 7/4 James <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                    | 2              | 9                | 5      |
| 7/4 John <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                     | 1              | 6                | 4      |
| 5/6 Jos. <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.          | 1              | 2                | 1      |
| 5/6 Jos. <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                     | 2              | 4                | 1      |
| 6/4 Jos. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham                | 1              | 3                | 1      |
| 6/14 William Hamm   | 1              | 3                | 2      |
| 6/14 Stephen Hamm   | 1              | 6                | 1      |
| 6/14 James Hamm   | 1              | 6                | 5      |
| 6/18 Est. Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.    | 6              | 5                | 5      |
| 6/20 Chas. <sup>3</sup> (Moses <sup>2</sup> , John <sup>1</sup> ) Higginbotham              | 1              | 2                | 2      |
| 6/20 Est. Moses <sup>2</sup> (John <sup>1</sup> ) Higginbotham                              | 6              | 1                | 1      |
| 7/16 William Higginbotham (See the above listing for 1794.)                                 | 1              |                  |        |
| 1797  |                |                  |        |
| 7/10 James <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                   | 2              | 11               | 4      |
| 7/18 Est. Aaron <sup>3</sup> (Aaron <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.    | 6              | 6                | 6      |
| 7/14 John <sup>2</sup> (John <sup>1</sup> ) Higginbotham                                    | 1              | 5                | 7      |
| 29 Stephen Hamm   | 2              | 3                | 5      |
| 12 Wm. Higginbotham (see the above Listing for 1794.)                                       | 1              |                  | 3      |

|           |  |     |                        |
|-----------|--|-----|------------------------|
| 2/8/1798  | Joseph C. <sup>3</sup> (James <sup>2</sup> , John <sup>1</sup> ) Higginbotham (Surveyed by James <sup>2</sup> [John <sup>1</sup> ] Higginbotham, Surveyor.)  | 18  | <i>Ibid.</i> , p. 375. |
| 9/7/1798  | Joseph C. <sup>3</sup> (James <sup>2</sup> , John <sup>1</sup> ) Higginbotham (Surveyed by James <sup>2</sup> [John <sup>1</sup> ] Higginbotham, Surveyor.)  | 304 | <i>Ibid.</i> , p. 383. |
| 8/28/1799 | Joseph Higginbotham (Probably Joseph <sup>2</sup> [John <sup>1</sup> ] Higginbotham or Joseph <sup>3</sup> [Joseph <sup>2</sup> , John <sup>1</sup> ] Higginbotham.) (Surveyed by James <sup>2</sup> [John <sup>1</sup> ] Higginbotham, Surveyor.) | 5½  | <i>Ibid.</i> , p. 389. |
| 10/3/1799 | George W. <sup>3</sup> (James <sup>2</sup> , John <sup>1</sup> ) Higginbotham (Surveyed by James <sup>2</sup> [John <sup>1</sup> ] Higginbotham, Surveyor.)  | 42  | <i>Ibid.</i> , p. 390. |
| 12/5/1799 | Joseph <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr. (Surveyed by James <sup>2</sup> [John <sup>1</sup> ] Higginbotham, Surveyor.)   | 138 | <i>Ibid.</i> , p. 392. |
| 12/6/1799 | Joseph <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr. (Surveyed by James <sup>2</sup> [John <sup>1</sup> ] Higginbotham, Surveyor.)   | 66  | <i>Ibid.</i> , p. 392. |
| 3/27/1803 | Joseph <sup>3</sup> (Joseph <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr.   | 50  | <i>Ibid.</i> , p. 439. |

Taxable Land of Amherst County, Virginia For 1782

| NAME   | ACRES |
|--|-------|
| Benjamin <sup>2</sup> (John <sup>1</sup> ) Higginbotham, Sr.                         | 5.36  |
| Benjamin <sup>3</sup> (Benjamin <sup>2</sup> , John <sup>1</sup> ) Higginbotham, Jr. | 1.30  |

Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham, Sr.  
 William<sup>3</sup> (Benjamin<sup>2</sup>, John<sup>1</sup>) Higginbotham  
 Captain Joseph<sup>2</sup> (John<sup>1</sup>) Higginbotham  
 Joseph<sup>3</sup> (Joseph<sup>2</sup>, John<sup>1</sup>) Higginbotham, Jr.  
 Colonel James<sup>2</sup> (John<sup>1</sup>) Higginbotham  
 Captain John<sup>2</sup> (John<sup>1</sup>) Higginbotham  
 Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham  
 Captain Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham  
 Aaron<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham, Jr.

April 16, 1748. Moses Hickingbottom\* patented 200 acres in Albemarle County. (Survey Book of Albemarle Co., Va., I.)

\*Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham.

August 5, 1751. Peter Randolph, of Henrico County, conveys to Moses Higginbotham,\* of Albemarle County, 1 half-acre lot in the town of Westham, Henrico County, Virginia. Consideration £5 7 shillings, 6 pence. (Records of Henrico County, Va., 1750-1757, p. 62.)

\*Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham.

February 8, 1759. James Smith to Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham, both of the County of Albemarle. Conveys 200 acres of land "where the said Aaron Higginbotham now lives on both sides of Buffalo River, near the Blue Mountains." Consideration £ 100. (Albemarle Co., Va. D. B. 2, p. 91.)

May 2, 1761. Benjamin<sup>2</sup> (John<sup>1</sup>) Higginbotham of the County and Parish of Amherst, to Richard Davis. Conveys 204 acres of land on Buffalo River, being a tract of 204 acres granted to Benjamin Higginbotham by Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham by a deed dated May 14, 1751, which was duly recorded in Albemarle Court. Consideration £ 60. (Amherst Co., Va. D. B. A, p. 20.) The above 204 acres originally conveyed by Moses Higginbotham to his brother Benjamin Higginbotham was probably the division of their father's estate, John<sup>1</sup> Higginbotham. (See Introduction to book for this division.)

September 6, 1762. Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham and Clary, his wife, to William Cabell and Cornelius Thomas, Church-wards. Conveys 204 acres of land on "Higginbotham's old Mill Creek being part of a tract formerly granted to Colonel George Braxton, late of the County of King & Queen, and by him conveyed to Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham and by him conveyed to the said Aaron Higginbotham." Consideration

£ 120. (*Ibid.*, p. 57.) The above 204 acres conveyed by Moses Higginbotham to his brother Aaron Higginbotham was probably the division of their father's estate, John<sup>1</sup> Higginbotham. (See Introduction to book for this division.)

May 2, 1763. Joseph Barnett, of Amherst County, to John Lyon and Rachel Morrison\* of the same County. Conveys 10 acres of land on both sides of Corbin's Creek, Amherst County, being part of a tract conveyed by Coll. John Chiswell by Patent and by him conveyed to the said Barnett 22 May, 1746. Consideration £ 25. (*Ibid.*, p. 119.)

\* Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham

July 26, 1765. George the Third, &c., To All, &c., Know ye that for divers good causes and considerations but more especially for and in consideration of the sum of Ten shillings of good and lawful money for our use paid to our Receiver General of our Revenue in this our Colony and Dominion of Virginia we have given granted and confirmed and by these presents for us our heirs and successors Do give grant and confirm unto Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham one certain tract or parcel of land containing 99 acres lying and being in the county of Amherst on both sides of the South fork of Buffalo river and bounded as follows to wit beginning at pointers in his own line and running thence on new lines South 24 degrees West sixty poles to pointers due South eighty two poles to a small chestnut South fifty four degrees East eighty six poles to pointers round a rock North twenty five degrees East one hundred and twenty poles to a Poplar in Isaac Mayfield's line and with his line due North at thirty two poles the South fork sixty four poles to pointers the same course continued on a new line twenty six poles to pointers in his own line on the said line South eighty five degrees at forty eight poles South fork at sixty one poles a branch ninety five poles to the first station. With all, &c. (Land Register's Office, Richmond, Va., Vol. 1764-1767, p. 826.)

October 3, 1768. Neill Campbell, of the County of Albemarle, to Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham, of the County of Amherst. Conveys 390 acres of land on Thresher's Creek. Consideration £ 110. (Amherst Co., Va. D. B. B., p. 378.)

October 3, 1768. Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham and Clara, his wife, of Amherst County, to Neill Campbell, of Albemarle County, Conveys three parcels of land totalling 489 acres, on Buffalo River, Amherst County: 1st, of upper tract, consists of 109 acres and was conveyed by a Patent in the said Higginbotham's name, bearing date at Williamsburg, August 30, 1763.

2nd, or middle tract, consists of 200 acres, and one conveyed by a Patent in the said Higginbotham's name, bearing date at Williamsburg, March 3, 1760; 3rd, or lower tract, consists of 99 acres by a Patent in the said Higginbotham's name, bearing date at Williamsburg, July 26, 1765. Consideration £ 150. (*Loc. cit.*)

October 3, 1768. Joseph<sup>2</sup> (John<sup>1</sup>) Higginbotham, of the County of Amherst, Cornelius Campbell, of the County of Albemarle. Conveys 96 acres of land on the south side of Pedlar River, Amherst County, conveyed to Joseph Higginbotham by a Patent dated July 10, 1766. Consideration £ 20. Signed by Joseph Higginbotham. Hannah Higginbotham. Also release of right of dower by Hannah Higginbotham, wife of Joseph. (*Ibid.*, p. 384.)

October 17, 1772. John Thompson to James<sup>2</sup> (John<sup>1</sup>) Higginbotham and Joseph Cabell, all of Amherst County. Conveys 194 acres of land in Amherst County, on the branches of Tye River, joining Zachariah Taliaferro's line, land which the said John Thompson purchased of James Brown. Land on which John Thompson now lives. Consideration £ 88 12 shillings. (Amherst Co., Va. D. B. D., p. 1.)

July, 1774. A Deed Indented from Samuel Ayres and Rachel,\* his wife and Joseph Higginbotham Morrison\* to John Dillard, was acknowledged by the said Samuel, Rachel & Joseph, and ordered to be recorded. Previous to which the said Rachel was privily examined as the law directs and voluntarily relinquished her right of Dower in the estate conveyed by the said Deed. (Amherst Co., Va. O. B. 1773-82, p. 103.)

\* Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham

\* Son of Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham by her first marriage to William Morrison.

July 4, 1774. Benjamin<sup>2</sup> (John<sup>1</sup>) Higginbotham to James<sup>2</sup> (John<sup>1</sup>) Higginbotham. Conveys 75 acres of land on the north branches of the south fork of Buffalo River, granted by a Patent to Benjamin Higginbotham, dated July 14, 1769. Consideration £ 20. (Amherst Co., Va., D. B. D., p. 168.)

October 3, 1774. Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham to Jacob Tyree. Conveys 400 acres of land on both sides and joining the North side of Buffalo River and on the North side of the Savannah River. Consideration £ 200. (*Ibid.*, p. 186.)

October 1, 1789. Articles of agreement made between Moses Higginbotham\* on the one part and Joseph Crews Jr on the other

\*Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham.

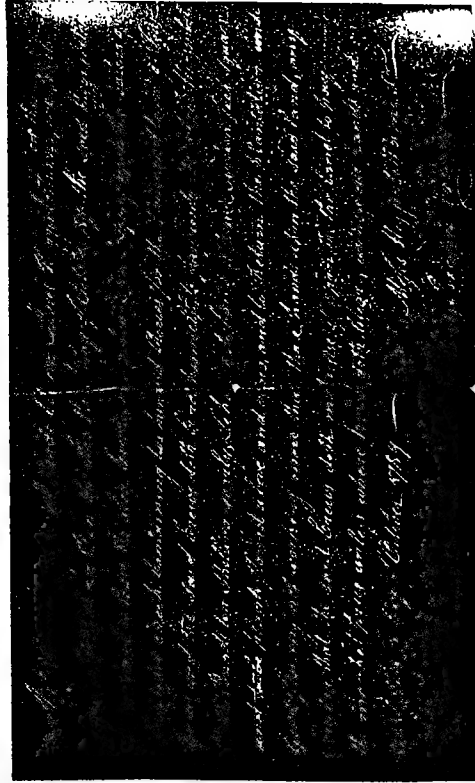
part the 1st Day of October 89 the said Higginbotham Doth Rent or lease the above Crews one tract of Land Lying upon the waters of Harrises Creek, Amherst Containing two hundred Acres for the time and term of Four Years, and the said Crews doth bind himself to pay unto the above Higginbotham three Pounds ten Shillings yearly, Likewise to build a house Sixteen feet square planked floored above and below, and to Return the plantation under Good Fencing not working more than three hands upon the said land, any Timber that the said Crews doth make use of upon the land to pay the market price unless where Crews doth Clear, witness our hands and Seal this 1st Day of October 1789—

Test

James Higginbotham Jr      Moses Higginbotham Sr  
Joseph Crews

Endorsement on the reverse:

|  |   |      |
|--|---|------|
| October 1st 90 By the first years rent     | 3 | 10   |
| October 1st 91 By second years rent        | 3 | 10   |
| October 1st 92 By part of third years rent | 3 | 0    |
|  | £ | 10 0 |



Lease between Moses<sup>2</sup> Higginbotham and Joseph Crews on October 1, 1789

January 5, 1791. Joseph H. Morrison\* and Frankey, his wife, and Rachel Ayres,\* to Haws Coleman. Conveys 210 acres of land on the south branches of Rockfish River, Amherst County. Consideration £ 300. (Amherst Co., Va. D. B. F, p. 567).

\*Son of Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham, by her first husband William Morrison.

\*Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham

June 10, 1791. Rachel Ayres\* of Amherst County, to Richard Lee, of the same County. Conveys 100 acres of land on the South side of Rockfish River, Amherst County. (Amherst Co., Va. D. B. G, p. 16.)

\*Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham

November 5, 1791. Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham and Jane, his wife, to Philip Smith and Zacharias Taliaferro, all of Amherst County. Conveys 300 acres of land on Buffalo River, granted to Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham by a Patent dated December 15, 1749, and conveyed by a deed dated May 5, 1777, to Samuel Higginbotham. Consideration £ 450. (Amherst Co., Va. D. B. G, p. 74.) (See above for record of deed of Aaron Higginbotham, Sr. to Samuel Higginbotham.)

December 5, 1791. Philip Smith to Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham. Conveys a negro girl Cate and 500 acres of land on both sides of Franklin's Creek; mortgage 85 acres of land sold to Samuel Higginbotham. (Amherst Co., Va. D. B. G, p. 76.)

December 5, 1791. Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham and Jane, his wife, to Jacob Phillips, all of the County of Amherst. Conveys two tracts of land on Buffalo River, one of 200 acres, granted by a Patent dated April 10, 1781, to Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham, and by him willed to the said Samuel Higginbotham; another tract consisting of 140 acres of land, situated on the side of Cold Mountain, and on the south branches of Buffalo River, granted by a Patent to Samuel Higginbotham, dated April 10, 1781. Consideration £ 20. (Amherst Co., Va. D. B. G, p. 77.)

September 17, 1792. Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham to Aaron<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham, Jr., both of the County of Amherst. Conveys three tracts of land on both sides of Buffalo River, Amherst County. Consideration £ 100. (Amherst Co., Va. D. B. G, p. 154.)

July 15, 1793. Zacharias Taliaferro to Aaron<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham. Conveys 120 acres of land on Thresher's Creek, Amherst County. Consideration £ 50. (*Ibid.*, p. 252.)

November 22, 1793. John Lackey\* and wife Ann Rachel Ayres\*\* and Eva Lackey,† to Samuel Lackey, all of Amherst County. Convey 208 acres of land on the branches of Little Creek, Amherst County, beginning Joseph<sup>2</sup> (John<sup>1</sup>) Higginbotham's line, being part of a tract of land granted to Moses<sup>2</sup> (John<sup>1</sup>) Higginbotham, and by the said Higginbotham to William Morrison,‡ and devised by the said Morrison to the aforesaid Eva Lackey. Consideration £ 208. (Amherst Co., Va. D. B. G., p. 335.)

\*Grandson of Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham.

\*\*Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham

†Daughter of Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham.

‡First husband of Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham.

February 15, 1794. William<sup>3</sup> (Benjamin<sup>2</sup>, John<sup>1</sup>) Higginbotham to Robert Pulliam. Conveys 200 acres of land, part of a 600 acre grant to said William Higginbotham in 1792. (Elbert Co., Ga. D. B. B., p. 82.)

May 6, 1795. John Lackey and wife, Nancy, Eve Lackey\* and Rachel Ayres† all of Amherst County, to Benjamin Rucker, of the same county. Conveys 16 acres of land on the waters of Crooked Run, being part of a larger tract sold by the said Lackey to Samuel Lackey by a deed dated November 22, 1793. (Amherst Co., Va. D. B. G., p. 469.)

\*She was the daughter of Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham.

†Rachel<sup>2</sup> (John<sup>1</sup>) Higginbotham

....., 1796. Samuel<sup>3</sup> (Aaron<sup>2</sup>, John<sup>1</sup>) Higginbotham and James Brooks to Haws Coleman. Conveys 190 acres of land on Rockfish River, Amherst County. Consideration £ 35. (Amherst Co., Va. D. B. G., p. 681.)

October 27, 1796. Clara Higginbotham\* to Mary Ann Arnold.† Conveys 200 acres of land whereon Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham departed this life and was buried. Consideration 3 pence yearly rent. (Amherst Co., Va. D. B. H., p. 191.)

\*Widow of Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham.

†Daughter of Aaron<sup>2</sup> (John<sup>1</sup>) Higginbotham.

August 26, 1799. James Rogers to Caleb<sup>3</sup> (Benjamin<sup>2</sup>, John<sup>1</sup>) Higginbotham, of Elbert County, Georgia. Conveys 156 acres of land. Consideration £ 100. (Elbert Co., Ga. D. B. G., pp. 42-43.)

June 16, 1800. Joseph C.<sup>3</sup> (James<sup>2</sup>, John<sup>1</sup>) Higginbotham of Amherst County to Shadrack Carter of same county. Conveys 18 acres of land on Owens Creek in Amherst County. Consideration £ 10 10 shillings. (Amherst Co., Va. O. B. 1799-1801, p. 219.)

September 29, 1801. Joseph<sup>3</sup> (Joseph<sup>2</sup>, John<sup>1</sup>) Higginbotham, Jr. issued a Warrant (#3240) for 170 acres of land on Pedlar River, Amherst County. (Land Register's Office, Richmond, Va., Vol. 55, p. 87.)

April 7, 1803. The above land was surveyed for Joseph Higginbotham, Jr. by Ch<sup>s</sup> Christian, Assit. Surveyor. (Amherst Co., Va. O. B. 1801-1803, p. 440.)

January 26, 1802. James<sup>3</sup> (James<sup>2</sup>, John<sup>1</sup>) Higginbotham, Jr. was issued a Warrant (#3334) for 80 acres of land in Amherst County, on the North branch of Buffalo River. (Land Register's Office, Richmond, Va., Vol. 52, p. 296.)

July 3, 1804. Anderson Cocke, John Hatcher, Samuel Allen, Miller Woodson, Willis Wilson, Samuel Anderson, Carter Page, Benjamin Allen and Alexander Trent, Trustees for the town of Caira in the County of Cumberland and Jesse<sup>3</sup> (John<sup>2</sup>, John<sup>1</sup>) Higginbotham of the same county. Consideration £ 1. One lot of land in the town of Caira. Said Higginbotham to erect a dwelling house at least 16 feet square with a brick or stone chimney fit for habitation within 7 years from November 27, 1798; if not erected in said time to revert to Trustees. (Cumberland Co., Va. D. B. 9, p. 403.)

See the next section, *i. e.* Suits, in this Part I of the Appendix for an August 13, 1806, answer by John<sup>2</sup> (John<sup>1</sup>) Higginbotham to a Bill of Complaint brought against him by William Camden that probably concerns the following indenture.

July 11, 1805. John<sup>2</sup> (John<sup>1</sup>) Higginbotham Senr of the County of Amherst and State of Virginia of the one part and William Camden Senr of the County and State aforesaid of the other part Witnesseth that the aforesaid John Higginbotham Senr for and in Consideration of the quantity of twenty four thousand weight of Inspected Tobacco ..... to him in hand paid by the said William Camden Senr at or before the sealing and delivering of these presents, the receipt whereof is hereby acknow-



ANCESTORS AND DESCENDANTS OF JAMES LARKIN HIGGINS OF  
NOXUBEE CO., MISS. BY MRS JAS. L. HIGGINS 1977

DESCENT FROM THE EMPEROR CHARLEMAGNE

1. Emperor Charlemagne and Hildegard.
2. Emperor Louis I and 2nd Judith of Bavaria.
3. Lady Adelheid, m. Robert Fortis, Count of Anjou, Blois, d. 866.
4. Robert I, King of France, d. 923, m. Beatrice of Vermandois.
5. Hugh the Great (Hugh Magnus), Duke and Marquis of France, d. 956, m. Hedwig of Henry I, German King.
6. Hugh Capet, King of France, d. 996, m. Adelaide of William, Duke of Aquitaine.
7. Robert II, King of France, d. 1031, m. 3rd, Constance of William, Count of Blois, d. 1034.
8. Robert the Old, Duke of Burgundy, d. 1075, m. Eleanor of Seumur en Auxois.
9. Aldegrade of Burgundy, m. 3rd William VI, Count of Ponthieu, d. 1086.
10. William VII, Duke of Aquitaine, d. 1127, Maud of Toulouse of William IV of Toulouse.
11. William VIII, Duke of Aquitaine, d. 1137, m. 1st Eleanor of Chastellerault of Almeric I.
12. Eleanor of Aquitaine, 1123-1204, m. 2nd 1152, Henry II, King of England, d. 1189.
13. Eleanor of England, d. 1204, m. 1169, Alfonso VIII, King of Castile, d. 1214.
14. Berengaria of Castile, d. 1244, m. 2nd Alfonso IX, King of Leon, d. 1229.
15. Fernando III the Saint, K. of Castile and Leon, d. 1253, m. 2nd 1237, Joan de Dammartin, d. 1279.
16. Eleanor of Castile, d. 1290, m. 1254, Edward I, King of England, 1239-1307.
17. Joan Plantagenet of Acre, 1272-1307, m. 1290, Sir Gilbert de Clare, Kt., 1243-1299, Earl of Clare and Hereford.
18. Margaret de Clare, 1292-1342, m. 2nd 1317, Hugh de Audley, d. 1347, Lord Audley, 8th Earl of Gloucester.
19. Margaret de Audley, only daughter, d. 1349, m. ca. 1336, Sir Ralph de Stafford, K.G. Earl of Stafford. At Crecy.
20. Catherine de Stafford, m. ca. 1361, as his 1st John de Sutton, Lord Dudley, of John Sutton II, Lord Dudley of Dudley Castle, Stafford.
21. Sir John Sutton IV, Baron Dudley of Dudley Castle.
22. Sir John Sutton V, Baron Dudley of Dudley Castle, 1379-1407, m. Constance Blount, d. 1432, of Sir Walter Blount of Barton.

23. Sir John Sutton VI, K.G., 1400-1487, Baron Dudley, Lord Lieutenant of Ireland, 1428, M.P. m. after 1422, Elizabeth Berkley of Sir John of Beverstone.
24. Sir Edmund Sutton, Lord Dudley, d. after 1483 - before 1487, m. 2nd Mathilda Clifford, of Thomas, 8th Lord Clifford.
25. Thomas Sutton, d. 1530, m. Grace Threkeld, daughter of Launcelot Threkeld, Esq., of Yeanwith.
26. Richard Sutton of Yeanwith assumed name of Dudley, d. 1593, m. Dorothy Sanford of Edward Sanford of Asham.
27. John Dudley, New-Castle-on-Tyne, m. Bridget Carre of William Carre.
28. Sir Robert Dudley, Kt., Mayor of Newcastle, Kt., m. Anne Wood of Christopher Wood.
29. Robert Dudley of Bristol, m. (sister of Edward and Robert Green).
30. Edward Dudley of Bristol, d. 1655, to Virginia ca. 1637, m. Elizabeth Pritchard, d. 1691, daughter of Mrs. Hester Pritchard, Bristol.
31. Colonel Richard Dudley of Gloucester Co., Virginia, d. ca. 1687, m. Mary Sewell (Seawell).
32. Richard Dudley, 2nd son, m. Elizabeth Stephens of John Stephens.
33. Richard Dudley of South Farnham, Essex Co., Virginia, Will 1716, m. Elizabeth.
34. Dorothy Dudley, ca. 1695-1751, m. ca. August 12, 1714, Henry Gatewood, 1692-1777, son of John Gatewood, Immigrant.
35. Larkin Gatewood, ca. 1730/35, d. 1805, Elbert Co., Georgia, m. ca. 1755, Catherine Penn of Spotsylvania Co., Virginia of Joseph and Mary Taylor Penn.

See The Complete Peerage, by G. E. Cokayne, Volumes 1,4,5--  
The Barons of Dudley, by H. S. Grazebrook--William Salt  
Archaeological Society, Volume 9--Burke's Peerage--Adlard--  
Virginia Colonial Abstracts, Volumes 22,23, and 25--Tyler's  
Quarterly, Volume 15, page 176.

36. Mary Gatewood, b. ca. 1760, Amherst Co., Virginia, d. before 1809, m. 1-21-1782, Benjamin Higginbotham in Amherst Co., Virginia, son of Benjamin Higginbotham and Elizabeth Graves, b. ca. 1762, Amherst Co., Virginia. Will dates 5-20-1809, Elbert Co., Georgia, probated 9-3-1810.
37. Benjamin Graves Higginbotham, b. 2-17-1788, Elbert Co., Georgia, d. 4-23-1862, Noxubee Co., Mississippi, m. 1-2-1812, Elbert Co., Georgia, Mary Foster Lawless, b. 11-24-1795, Elbert Co., Georgia, d. 1874/77, Noxubee Co., Miss., daughter of John and Tabitha Rowzey Lawless.
38. James Larkin Higginbotham, b. 10-10-1828, Alabama, d. 5-31-1913, Noxubee Co., Miss., m. 5-19-1850, Noxubee Co., Miss., Margaret Elizabeth Thomas, b. 5-14-1829, Georgia, d. 10-21-1898, Noxubee Co., Miss., daughter of Isaac and Elizabeth Thomas.

39. George Washington Higginbotham, b. 2-9-1861, Noxubee Co., Miss., d. 6-30-1937, Clay Co., Miss., m. 12-13-1884, Noxubee Co., Miss., Louise Caroline Morris, b. 5-30-1866, Noxubee Co., Miss., d. 7-19-50, Clay Co., Miss., daughter of Sion Marion Morris and Emily Beavers.
40. James Marion Higginbotham, b. 10-19-1889, Winston Co., Miss., d. 3-14-1965, Los Angeles, California, m. 5-23-1909, Clay Co., Miss., Georgia Anna Daves, b. 8-19-1888, Choctaw Co., Miss., d. 9-23-1965, Los Angeles, California, daughter of James Emmaziah Daves and Nancy Jane Boyd.
41. James Marion Higginbotham, Jr., b. 3-31-1910, Clay Co., Miss., m. 6-19-1931, Los Angeles, California, Rachel Elizabeth Hollingsworth, b. 12-2-11, Los Angeles, California, daughter of George Hollingsworth and Florence Carolyn Jones.
42. Lorene Ann Higginbotham Luper.  
Marilyn Rae Higginbotham Salter.  
James Douglas Higginbotham.  
Christine Lynn Higginbotham Hauser.

oath so to do is just and true given under our hand this 18th day of September 1810.

Ordered to be Recorded  
Elbert County, Georgia  
A. Pope C.C.O.

John Upshaw Junior  
Thomas S. Carter  
Thomas Smith

(Elbert County, Georgia Will Book 1809-1812, page 118.)

7 January 1811.

Morgan  
Elbert County

Benjamin G. Higginbotham this day appeared in Open Court and being duly sworn that the foregoing return of the amount of sales is Just and True this 7th day January 1811.

Benjamin G. Higginbotham

Ordered to be recorded

A. Pope C.C.O.

Recorded the 14th day of January 1811.

(Will Book 1809-1812, page 122.)

1812.

John S. Higginbotham, guardian for Larkin Higginbotham. Returns for 1812 shows note on Benjamin Graves Higginbotham and Francis Satterwhite. Benjamin G. Higginbotham, Security. (Administrators and Guardians Bonds, Elbert County, Georgia Will Book "K", 1812-1816, page 39.)

Benjamin Graves Higginbotham's name is on a list of soldiers for Georgia Militia for the War of 1812. (Historical Collections of Georgia Chapters National Society Daughters of the American Revolution, Volume 3, page 149.)

Benjamin Graves Higginbotham was a First Lieutenant in the Company Commanded by Captain Charles Carter in the Regiment of Volunteers of Georgia Militia commanded by General Floyd in the War of 1812. He volunteered at the Elbert County Courthouse on the 1st day of August 1813 for the term of six months and continued in actual service in the war for the term of three months and was then honorably discharged at Camp Hope on the 1st day of November 1813. He was employed chiefly in the building of forts. (His petition for bounty land and wife's Widow pension application number 11529, both found in the National Archives, Washington, D.C.)

1815.

Benjamin Graves Higginbotham was listed on an 1815 tax list of Elbert County, Georgia. He was in Captain Christian's District. (Georgia State Archives.)

1820.

He is not found in the Georgia Census for 1820, but could have been in one of the counties whose records are lost.

1822-1833.

The last child born in Georgia was in 1822. The next

three children were born in Alabama in 1825, 1828 and 1833. We know he was living in Green County, Alabama, in 1828 when his son, James Larkin was born. (Bible record of Benjamin Graves Higginbotham and Bible record of his grandson, George Washington Higginbotham.)

Benjamin Graves Higginbotham was living in Dallas County, Alabama, in the year 1830 where he is found listed on the census for that County.

1835.

About the year 1835, Benjamin Graves Higginbotham and his family moved from Alabama to Mississippi where they settled in the hill country in the south west part of Noxubee County. This was only a few years after the county had been formed from the Choctaw Purchase. I quote from the unpublished History of Noxubee County, Mississippi, by John Anderson Tyson and published in the Macon Beacon in 1926-1927.

"Mr. Halbert states that Mr. J. L. Higginbotham, who had lived near the treaty ground since 1835, has repeatedly pointed out to him the place described as the spot where the treaty of Dancing Rabbit was made and signed, the information of Mr. Higginbotham resting upon the statements of two pioneer settlers of Noxubee County, both of whom were present during the negotiations at Dancing Rabbit and were eye witnesses to the signing of the treaty, Viz; Mr. Hilcar Burwell, who was one of the first settlers of Mashulaville, and Mr. G. W. Campbell, who died at his residence near Shuqualak in 1888. Mr. Higginbotham stated that these two men had frequently pointed the place out to him. Mr. Higginbotham made the additional statement that his brother-in-law, Lorenzo Thomas, in 1849, built a split log cabin with a chimney to the south on the very spot where the treaty was made. This cabin has long since disappeared, but, if by close search, some traces of the old chimney site could be discovered, it will give almost the exact spot of signing the treaty."

(Chapter on Indians, page 26. History found in the Noxubee County Court House and Library, Macon, Mississippi and in the Mississippi State Archives, Jackson, Mississippi.)

1838.

Benjamin Graves Higginbotham made his home in the Fleetwood Mountains, where there was an abundance of springs, game and timber supply. It was here his last child was born in 1838.

1840.

He is listed on the 1840 United States Census for Noxubee County, Mississippi.

1850.

On the 1850 census for Noxubee County he gives his occupation as a Planter. His wife, Polly; son John Lawless; daughter, Mary Gatewood Higginbotham; and their youngest ...

## JAMES LARKIN HIGGINBOTHAM

JAMES LARKIN<sup>5</sup> HIGGINBOTHAM (Benjamin Graves<sup>4</sup>, Benjamin<sup>3</sup>, Benjamin<sup>2</sup>, John<sup>1</sup>) sixth child of Benjamin Graves and Mary "Polly" Foster (Lawless) Higginbotham. He was born on 10 October 1828, Green County, Alabama. He died on 31 May 1913, Noxubee Co., Ms. and is buried in the White Cemetery. (Son George Washington's Bible, tombstone inscription and death certificate.)

James Larkin Higginbotham was married on 19 May 1850, Noxubee Co., Ms. to MARGARETT ELIZABETH THOMAS. She was the daughter of Isaac and Elizabeth ( ) Thomas. Both were born in South Carolina. (Noxubee Co. marriage records, Book A, page 283.)

Margarett Elizabeth (Thomas) Higginbotham was born on 14 May 1829, Green County, Georgia. She died on 21 October 1898, Noxubee Co., Ms. and is buried beside her husband in the White Cemetery. (Bible and tombstone inscription.)

James Larkin Higginbotham is found living a short distance from his father and next to his brother, Benjamin Toliver Higginbotham in the 1850 Noxubee Co., Ms. census. His occupation is listed as a Planter.

In the 1860 census for Noxubee County, Larkin's occupation is given as a farmer and his place of residence as Mashulaville. His wife, Margarett, and four children, Benjamin Wiley, Isaac Thomas, Mary Elizabeth and Commodore Columbus are listed in his household.

The 1870 Noxubee census has him living in Shuqualak, Ms. Listed in his household are his wife, Margarett and children, Benjamin, Thomas, Elizabeth, Comodore C., George W., Andrew J. and Joseph E. Higginbotham. His occupation was a farmer.

In the 1880 Noxubee census there is just his wife and sons George and Joseph listed in his household. His residence is given as being in the west half of beat number 4 and his occupation a farmer.

James Larkin Higginbotham lived all his life, except the first seven years and the years he was gone during the War Between the States, in Noxubee Co., Ms. He was considered one of the best marksmen and hunters in that part of the country.

## GEORGE WASHINGTON HIGGINBOTHAM'S LINE

Alabama, JANET LYNN STANTON, b. 11 November 1949, Birmingham, Alabama. Her father, JOHN KENNETH STANTON, b. 8 December 1916, Knoxville, Tennessee; d. 17 July 1965, Clanton, Alabama; buried in Elmwood Cemetery, Birmingham, Alabama. Her mother, JANIE (HUBBARD) STANTON, b. 14 December 1919, Birmingham, Alabama.

CHILDREN: 2 Born in Birmingham, Alabama

10-1 MICHAEL ARTHUR MATTHEWS b. 22 February 1968

10-2 TIMOTHY DAVID MATTHEWS b. 23 August 1975

BERTHA GERTRUDE (HIGGINBOTHAM) MATTHEWS m. (second) 3 September 1926, Santa Ana, California, JOHN MICHIEAL KILCOURSE, b. 1880, Chester, Pennsylvania; d. 28 February 1951, San Francisco, California; son of MICHIEAL and BRIDGET (RAGEN) KILCOURSE; both born in Ireland.

- 7-3 JAMES MARION HIGGINBOTHAM (George Washington<sup>6</sup>, James Larkin<sup>5</sup>, Benjamin Graves<sup>4</sup>, Benjamin<sup>3</sup>, Benjamin<sup>2</sup>, John<sup>1</sup>) b. 19 October 1889, Winston Co., Ms.; d. 14 March 1965, Lynwood, California; buried in Rose Hills Cemetery, Whittier, California; m. 23 May 1909, West Point, Ms., GEORGIA ANNA DAVES, b. 19 August 1888, Choctaw Co., Ms.; d. 23 September 1965, Huntington Park, California; buried in Rose Hills Cemetery. Her father, JAMES EMMAZIAH DAVES, b. 15 June 1851, Lowndes Co., Ms.; d. 2 February 1934, Alabama City, Alabama. Her mother, NANCY JANE (BOYD) DAVES, b. 30 September 1857, Choctaw Co., Ms.; d. 5 November 1933, Alabama City, Alabama; both buried in Forrest Cemetery, Gadsden, Alabama.

CHILDREN: 5

- 8-1 JAMES MARION HIGGINBOTHAM, JR. b. 31 March 1910, West Point, Ms.; m. 19 June 1931, Los Angeles, California, RACHEL ELIZABETH HOLLINGSWORTH, b. 2 December 1911, Los Angeles, California. Her father, GEORGE HOLLINGSWORTH, b. 19 June 1888, Los Angeles, California; d. 17 September 1954, South Gate, California. Her mother, FLORENCE CAROLINE (JONES) HOLLINGSWORTH, b. 16 October 1890, Lawrence, Kansas; d. 4 October 1959, Huntington Park, California; both buried in Inglewood Park Cemetery, Inglewood, California.

CHILDREN: 4

- 9-1 LORENE ANN HIGGINBOTHAM b. 10 June 1932, Maywood, California; m. 17 February 1956, Huntington Park, California, ARTHUR CECIL LUPER, JR., b. 20 February 1931, Fort Smith, Arkansas. His father, ARTHUR CECIL LUPER, SR., b. 22 March 1906, Winslow, Arkansas. His mother, MARIE ELIZABETH (KUNZ) LUPER, b. 8 May 1909, Fort Smith, Arkansas.

CHILDREN: 2

- 10-1 KARLA JEAN LUPER b. 26 June 1958, Lynwood,



LA SP-1

For reference—see National Society D. A. R., No. 302044

Thelma Herndon, Holman (Mrs. N. W.)

Herndon data compiled by Mrs. Harry Herndon, (Brunswick, Ga.)

### HIGGINBOTHAM

(Note: Numbers represent generations, as: (1) first generation, (2) second generation, (3) third generation, etc.)

- 1—John Higginbotham, m. Frances Riley.
- 2—Mose Higginbotham, m. (2).
- 3—Joseph Higginbotham, b. 1790 in Amherst County, Virginia.
- 3—Robert Higginbotham, d. 1826.
- 3—William Higginbotham, d. 1832; m. Mary Shannon.
- 3—Rachel Higginbotham.
- 3—Charles Higginbotham.
- 3—Frances Higginbotham, m. Joseph Higginbotham.
- 2—John Higginbotham, R. S., m. 1767, Rachel Banks, daughter of Gerrard Banks and Ann Staunton.
- 3—Thomas Higginbotham, b. 1769, d. 1835.
- 3—James Higginbotham, b. 1770, d. 1835.
- 3—John Higginbotham, b. 1722, d. 1822; m. Margaret Cahill.
- 3—Ann Staunton Higginbotham, b. 1773; m. John Higginbotham.
- 3—David Higginbotham, b. 1774.
- 3—May Higginbotham, b. 1777.
- 3—Jesse Higginbotham, b. 1779.
- 3—Daniel Higginbotham, b. 1781.
- 3—Tirzah Higginbotham, d. 1841.
- 3—Frances Riley Higginbotham, b. 1785.
- 3—Eugene Higginbotham, b. 1787.
- 3—Reuben Higginbotham, b. 1789.
- 2—Aaron Higginbotham, b. 1785, m. Clara Green.
- 3—Colonel Samuel Higginbotham, R. S., m. Jane Satterwhite, daughter of John Satterwhite.
- 4—John Higginbotham, m. Ann Staunton Higginbotham.
- 4—Joseph Higginbotham.
- 4—Violetta Higginbotham.
- 4—Daughter Higginbotham, m. Stephen Cheatham.
- 4—George Green Higginbotham.
- 4—Bleckley Higginbotham.
- 4—Daughter Higginbotham, m. William Fortson.
- 4—Aaron Higginbotham.
- 2—James Higginbotham, R. S., d. 1813; m. 1779, Rachel Campbell.
- 2—Ann Higginbotham.
- 2—Benjamin Higginbotham, d. 1800; m. Elizabeth Reid.
- 2—Joseph Higginbotham.
- 2—Rachel Higginbotham, d. 1761; m. William Morrison.
- 2—Thomas Higginbotham. In 1776, according to the William and Mary Quarterly, the wife of Thomas Higginbotham and ten of his children were living.

John and Frances (Riley) Higginbotham came to Virginia from Ireland, early in the eighteenth century, with several children, one of whom was named John,\* others are said to have been Moses, Aaron, James and Anne, and settled in what is now Goochland County. Tradition has it that John Higginbotham, Sr., came to Virginia in the winter and died in the spring, "having taken cold prospecting government lands."

Other children of John and Frances (Riley) Higginbotham, evidently born in Virginia, were Benjamin, Joseph, Rachel and Thomas.

In the office of the Land Register at Richmond (Virginia), are recorded patents to Higginbothams for about 20,000 acres of land in Albemarle and Amherst Counties between the years 1749 and 1800.

We find from the records of Albemarle County (formerly a part of Goochland County), that Moses Higginbotham (who was apparently the eldest son), under dates of April 23 and 24, 1745, purchased from George Braxton, Jr. (a brother of Carter Braxton, the Signer), of King & Queen County, two parcels of land consisting of 1,000 and 1,430 acres respectively, located on Bufalo River, Albemarle County. Between April 30 and May 11, 1751, Moses conveyed 2,024 acres of this property to his brothers and to William Morrison (died 1761), who had married his sister Rachel Higginbotham. All of the parties to the transaction (except George Braxton, Jr.), were of Albemarle County. The consideration named was the nominal sum of five shillings, "current money of Virginia," for each parcel of land, as follows:

|                        |                   |
|------------------------|-------------------|
| To Aaron Higginbotham, | 204 acres         |
| " Benjamin "           | 204 "             |
| " John "               | 200 and 204 acres |

\* From the Bible record of Tirzah (Higginbotham) London, (1783-1841), daughter of Captain John and Rachel (Banks) Higginbotham, and wife of John London (1775-1823): "Tirzah London was a daughter of John Higginbotham who came from Ireland when he was nine years old with his father and mother and several other children." This record is in possession of Miss Emmie Cabell Davies, granddaughter of Tirzah London, Amherst Court House, Virginia.

|                         |                   |
|-------------------------|-------------------|
| To Joseph Higginbotham, | 200 and 204 acres |
| " James "               | 200 " 204 "       |
| " William Morrison,     | 200 " 204 "       |

We conclude from the above, that this was a division of the estate left by the father to his eldest son, Moses.

As no mention is made of his sister Anne, it is presumed that she either received her share in money, or else had died previous to the above date. Moses's brother, Thomas, apparently received his share in money, as we find that about this time he sold his holdings in Albemarle County, and removed with his family to Georgia.

According to the census returns and tax lists the following heads of families of the name were living in Virginia towards the close of the eighteenth century:—

|                       | Amherst County |                 |    | 1785 |   |  |
|-----------------------|----------------|-----------------|----|------|---|--|
|                       | a              | b               | c  | d    | e |  |
| 1783 <sup>1</sup>     |                |                 |    |      |   |  |
| William Higginbotham, | 6              |                 | 7  |      |   |  |
| * Benjamin " "        | 3              | 10              |    |      |   |  |
| * Benjamin " " , Jr   | 3              | 1               |    |      |   |  |
| * Jacob " "           | 8              | 4               |    |      |   |  |
| Joseph " "            | 4              | 7               | 3  | 1    |   |  |
| Samuel " "            | 10             | 6               |    |      |   |  |
| Aaron " "             | 2              | 15              |    |      |   |  |
| " " " , Jr            | 4              | 3               |    |      |   |  |
| James " "             | 4              | 14 (Col. James) | 5  | 1    | 5 |  |
| John " "              | 11             | 18 (Capt. John) | 11 | 1    | 5 |  |
| Moses " "             | 8              | 7               | 6  | 1    | 8 |  |
| * Caleb " "           | 6              | 3               |    |      |   |  |

| Nansemond County  |   |   |
|-------------------|---|---|
| Wm. Higginbotham, | 6 | 6 |
| Wm. Hickumbotham. |   |   |

\* These Higginbothams migrated to Elbert County, Georgia, where their names are found of record. The name of Aaron Higginbotham, Sr., is not found on the census of 1785, he having died in that year. Samuel Higginbotham is supposed to have migrated to Georgia and settled in Glynn County.

new Cont - BRUNWICK, Ga

*Greenbrier County: 1784-1786*

(Name taken from county tax list.)

Jos. Hickenbottom,  
Moses Hickenbottom.

- a. white
- b. black
- c. white
- d. dwellings
- e. other buildings

*The descendants of John and Frances (Riley) Higginbotham.*

*Moses Higginbotham*, was apparently the eldest son. He died in Amherst County, in 1790 or 1791, and his will was entered for probate February 7, 1791. (Will Book 3, p. 165.)

To his wife Frances, he bequeaths six negroes: Lewis, Phillis, Elizabeth, Amy, Sarah and Caroline and "204 Acres of Land I now live on and all my Horses, Cattle, Sheep and Hogs and all my Household Furniture during her widowhood or life." To son Joseph, a negro boy, Solomon and "Two Hundred Acres of Land on both sides of Rutledge's Creek the Land my aforesaid son Joseph now lives on." To son Robert, one negro boy, Fountain and one Feather Bed. To son Moses,<sup>10</sup> a negro boy, Stephen.

The *Pennsylvania Gazette*, of December 8, 1763, contains an interesting letter from Captain William Christian, dated "Roanoke (Virginia), October 19, 1763," describing an affair with the Indians which took place October 12th, from which we extract the following:

"Being joined by Captain Hickenbotham, with twenty-five of the Amherst militia, we marched on Tuesday last to Winston's Meadows, where our scouts informed us, that they had discovered a party of Indians about three miles off. Night coming on, prevented our meeting them; and next day, being rainy, made it difficult to follow their tracks. As they were on their return, Captain Hickenbotham marched to join Captain Ingles down New River, etc."

Unfortunately, Captain Christian does not state which Captain Higginbotham was concerned in this affair. There were six Higginbotham brothers living in Amherst County in 1763, Aaron, Benjamin, James, John, Joseph and Moses, any one of whom was at that time old enough to have been the "Captain" Higginbotham mentioned.

<sup>10</sup> He migrated to Tazewell County, Virginia, prior to 1800, where he died in 1806. See an account of his descendants in "*The Utah Gen. & Hist. Magazine*," Vol. 7, No. 4, October, 1916, pp. 189-201.

To son William, a negro boy, John, and 204 acres of land "whereon I now live" to take possession "at my well beloved wife's Marriage or Death." To daughter Rachel Higginbotham, a negro boy, Lewis, and 200 acres of land on the branches of Harris's Creek, to be taken off the lower end "of my Tract of Four Hundred Acres of Land." To son Charles, a negro boy, Bartley, and 200 acres of land on both sides of Rutledge's Creek, and adjoining Buffalo River, "on the South side Whereon I formerly had a Mill." To daughter Frances<sup>11</sup> Higginbotham, a negro girl, Easter, and one feather bed. To sons, Joseph, William and Charles, "all my Black Smith's tools and one Still and one Whipsaw," to be in common between them. To sons, Robert and Moses, 200 acres of land on the branches of Harris's Creek, to be taken off of the upper end of "my Tract of Four Hundred Acres, — to be equally divided between them."

Should wife die or remarry, then said negroes left to her are to be equally divided amongst testator's children, — Joseph, Robert, Moses, William, Rachel, Charles and Frances Higginbotham.

To sons, Charles and William and daughter Rachel, "all my Horses, Cattle and Hogs," to be equally divided amongst them" at my well beloved wife's Marriage or Death."

Sons, Joseph and William, executors and wife, Frances, executrix.

Dated, 29 September, 1790.

Witnesses, John, James and Rachel Higginbotham.

Executor's bond, £3,000. Securities, James and Charles Higginbotham.

*Joseph Higginbotham*, (son of Moses, Sr.,) died in Amherst County in 1827. Will proved September 17, 1827. (Will Book 7, p. 34.)

To son, James S.,<sup>12</sup> "during his natural life and no longer, all the lands that I may have in my possession at my death, except my right and title to part of a Tract of Land belonging to the Estate of my brother Charles Higginbotham deceased"; also a negro man, Pleasants, and "all my Household and Kitchen Furniture except my Feather beds and Furniture; all my stock of Horses, Cattle and Hogs, and one half of my stock of sheep, and one half of all my negroes, exclusive of the one already mentioned"; and at death of James S. Higginbotham to his lawful issue, in default of which, then to grand-children of testator, children of his daughter Frances McDaniel, viz: Joseph, James, Preston and Mary McDaniel; also to said grand-children, "one half of the negroes I may die

<sup>11</sup> Married 1788, Joseph, son of Benjamin Higginbotham, Sr., M. L. B. December 15, 1788.

<sup>12</sup> Married Mecha — whose will was probated December 7, 1863.

possessed of", and "all my right and title to my part of a tract of land belonging to the estate of my brother, Charles Higginbotham,<sup>12</sup> deceased"; also 40 dollars to build a house on a lot adjoining the lot "where the Baptist Meeting House now stands"; also one half "my stock of sheep and also my feather beds and furniture, except the best bed I have which I give to my grand-daughter, Mary McDaniel."

Dated November 11, 1826.

Witnesses, James Higginbotham, Saml. W. Christian, Eugene Higginbotham.

In a codicil to his will, dated September 6, 1827, he leaves to his son, James S. Higginbotham, "a fee simple Title to the Tract of Land I now live on containing about 100 acres", also two negro boys, Reuben and Zackeria.

Witnesses, Jesse Higginbotham, Allison Ogden, Eugen Higginbotham.

Executor's bond, \$10,000. Securities, Thomas Higginbotham and John Penn.

*William Higginbotham*,<sup>13a</sup> (son of Moses, Sr.,) died in Amherst County, in 1832. Will proved February 20, 1832. (Will Book 8, p. 174.)

To son, Robert, (on condition that he provides for his mother, Mary, wife of the testator, should she survive, him, the testator,) whole of estate, viz: 204 acres of land whereon testator now resides; houses and lots in New Glasgow; thirteen negro slaves: "my man, John, his wife, Frances and their six children, little John, Washington, Mary, Henry, Malinda, and Henrietta, — also old Caroline, my man Hector, and my woman, Jordania and Betsy and George the child of Betsy, — together with the natural increase of the females of said slaves, from this time to the day of my death"; at death of Robert, then "to be equally divided among his children then living and the legal representatives of such as may be dead, share and share alike — the representative party if composed of more than one person to take such share only as the progenitor would be entitled if living"; also to son, Robert, all the stocks of horses, cattle, sheep and hogs, "likewise all such crops, plantation utensils, household goods and kitchen furniture, to which I may be in any wise entitled at the time of my death, and all the debts that may be then due me on account of my former grocery at New Glasgow, and he may be able to collect them."

<sup>12</sup> Died 1815(?). On March 20, 1815, Joseph and William Higginbotham were appointed administrators of the estate of Charles Higginbotham, (their brother), deceased. (Will Book 5, p. 93.)

<sup>13a</sup> Married March 16, 1790, Mary Shannon, in Augusta County. See *Jour. of the American Irish Hist. Soc.*, Vol. 13, p. 223.

To grand-children, Shannon T., Sterling F., Robert William and James M. Watts, "children of my daughter Jane S. Watts, deceased," the following eleven negro slaves, Matilda and her son, William, Mary and boy. Bury (now in possession of their father James D. Watts,) Sophia, and her six children, Peter, Eliza, Anne, Egypt, Ellen and Shadrack, together with the natural increase of the females of said slaves, from this time to the day of my death, to inure to the common benefit of my said grand-children during their minority, or until either of them shall marry, upon the happening of which event or when the eldest which may be living slaves attain the age of twenty-one years, I direct that the aforesaid eleven slaves and their increase shall be equally divided among my said four grand-children, share and share alike, or the survivor or survivors of them if either or any of them shall die in the meantime, and their respective portions delivered them as they shall respectively attain the age of twenty-one years or get married as aforesaid, but in case either or any of my said grand-children after the delivery of their respective portions shall die unmarried, then the portion thus delivered shall revert to his or their surviving brother or brothers to be equally divided as aforesaid. I also direct that my executors sell my interest (being one and a half shares,) in the lands of my brother Charles Higginbotham, deceased, on Buffalo River, and divide and pay over the proceeds of such sale between my said four grand-children or the survivor or survivors of them in manner and form as herein before directed as to the slaves.

It is also my will and desire and I do hereby direct that all the monies I may have on hand at the time of my death, other than those devised to my son Robert as aforesaid, when collected, shall by my said executors be put out to interest upon proper securities, to remain as a joint fund for all my grand-children, as well the children of my son Robert as of my said daughter Watts — and to be paid over to them of principal and interest, in just and equal proportions at the time of payment, as they shall respectively attain the age of twenty-one years, or get married; but this subject of my estate is in the first place to be applied to the payment of any just debts which I may owe at the time of my death — and provided also that if any, or either of my said grand-children shall die without issue, not having received his or her or their portion of this monied fund, this legacy as to them shall thereby abate, and go to the surviving grand-children in equal proportions.

To son Robert, "my negro man named Isaac, who, it is my wish, shall not be sold out of my family."

Executors, "my son Robert Higginbotham, and my son-in-law James D. Watts."

Witnesses, Hudson M. Garland and William H. Knight.

Dated January 2, 1832.

Executor's bond, \$12,000. Securities, James S. Higginbotham and William S. Knight.

(To be continued)

The foregoing, with Drury Ragsdale's will, was sent to John Brett Richeson in Maysville, Kentucky, in a letter dated August 31, 1837, by Robert Pollard and mailed at Aylett's, King William County, Virginia, with the following names of family homes: Col. Holt Richeson lived first, at "Sires," then at "Key;" Nathaniel Fox at "Rose Garden;" John B. Richeson lived at "Halcyonville;" Mary Elizabeth Quarles lived at "Drury Lane;" Capt. Fleet lived at "Sweet Hall;" Alexander Frazer lived at "Frazer's Ferry."

*Letter of John B. Richeson to Hon. R. H. Stanton, M. C., Washington, D. C. Maysville, Ky. April 6<sup>th</sup>, 1850.*

My dear Sir,

A few days ago I received a letter from Col. Mackay. He says "if you think it is worth the trouble to withdraw the case of Ragsdale from the files of the Committee in the House and try for half pay under the act of 1832 at the Pension office on the objection of the Legislature in 1780 alone. Have the goodness to write to Mr. Stanton to that view I will make an effort to get at the particulars of the action of the Legislature in Virginia. Perhaps it will explain something. If we cannot show that he served in the Continental Line he would only be entitled to half pay for having served in the state line. I have not the slightest doubt but that Ragsdale did serve — but it must be *more than proved* to satisfy a man at the Pension office who assumes to be the attorney of the Government instead of acting as servant of the people. He has all the testimony in the case to prove it, and yet denies the claimants right." In addition to this Col. Mackay makes heavy complaints against Mr. Edwards — he says the complaints against him are universal. Since my last letter to you I have thought it best to let the claim in the case of Captain Drury Ragsdale remain in the hands of Genl Duval and Col Mackay to prosecute it.

I must beg the favor of you to withdraw the papers in the case of Capt. Ragsdale from the Committee of the House, as the chance of recovering half pay in that case much the surest. The case of my father (Col Holt Richeson) I have given to Dr. Wm. Helm — from whom I received a letter yesterday, upon that subject. The prospects in this case are flattering. My father died in 1800 and Capt. Ragsdale my wife's father died in 1804.

I remain with my great regard, yours truly,

John B. Richeson.

P. S. Please to accept my thanks for the garden seed you send me.

Yrs. &c.,

[Backed]

J. B. R.

Argus

Tuesday Sept  
23 — 1800

Grand Pa

Col Holt Richeson

died 1800.

Capt. Ragsdale

died 1804

# HIGGINBOTHAM FAMILY OF VIRGINIA

BY WILLIAM MONTGOMERY SWEENEY, Astoria, Long Island,  
New York

(Continued)

Aaron Higginbotham, (son of John and Frances [Riley] Higginbotham), died in Amherst County, in 1785. Will proved October 3, 1785. (Will Book 2, p. 254.)

To son, Samuel, 262 acres of land "adjoining the land whereon I now live," also "one other tract adjoining Philip Walker's line"; negroes, woman Judith, girl Kate, boy George, and one half "my Carpenters and Coopers Tools." To daughter, Frances, 14 [Green], negro woman Milley, "with all her increase after the said Frances' decease to be equally divided among all her children lawfully begotten upon her body." To daughter, Mary Ann, one negro woman, Malinda, "with all her increase, etc." To son, Aaron's "after my and my wife's decease," the Tract of land whereon I now live also one other tract whereon my daughter Mary Ann now lives which goes by the name of the Cove and I do order that the said Mary Ann be not molested or disturbed in the quiet and peaceable possession of the same as long as she thinks fit to live thereon but the sd Mary Ann shall not have liberty to let or rent out any part or parcel of the said tract but if the said Mary Ann shall remove to any other Plantation then the ——— Aaron shall have right to take immediate possession; also one other Tract lying between the Cove and Giles's; also one Negro Man Tom, one negro boy, David, one Negro Girl Jane with all her increase likewise all my Smiths and Joiners Tools with the other half of my Carpenters and Coopers Tools." To daughter, Margaret, one Negro Girl Hannah, "with all her increase, etc"; also "one mare of three years old with a bridle and saddle." Lends to wife, Clara [Green?] Higginbotham, the remainder of

14 Married Joseph Higginbotham Morrison, (died in Amherst County, 1802,) and died in Elbert County, Georgia, 179—.

15 There is a M. L. B. of record dated December 4, 1775, the contracting parties being "Aaron Higginbotham & Sally Croxton," but either this marriage did not take place, and Aaron married Nancy Croxton, or else he married secondly, Nancy Croxton, as we find from court records and other sources, that in 1794 his widow was Nancy (Croxton) Higginbotham. See appraisement of the estate of "Capt. Aaron Higginbotham [Jr.] deceased"; (Will Book 3, p. 335. See also pp. 326 and 375.)

*Note the name Green*

*A Green Higginbotham in Green's etc.*

his estate during her natural life or widowhood; at her death all testator's negro property, "except as before mentioned," to be equally divided amongst his four daughters and their children, viz: Frances, Mary Ann, Tamasin and Margaret—should any of the above mentioned children die without lawful issue, then such child's share to be equally divided among the surviving children, except the land, "which I desire should go to the heirs at law." He excepts from the above bequest to his four daughters, "the wagon and harness, which I give to my two sons, Samuel and Aaron" (and except two cows and two calves, two ewes and two lambs, two sows and two pigs which I give to my daughter Margaret.") Dated September 19, 1772. Executors, "my brother James and my two sons, Samuel and Aaron." Witnesses, Charles Burrus, Richard Oglesby, Richard Whitehall. Executors' bond, £5,000. Securities, Samuel Meredith and Joseph Penn. Appraisement of personal estate of testator, returned 6 February, 1786, £1,236. 1d. including 15 negro slaves valued at £950.

A division of the slave property of Aaron Higginbotham, Sr., was made in 1798, of which the following is of record:

"Agreeable to an order of the worshipful Court of Amherst County we the Subscribers have proceeded to divide the Slaves of Aaron Higginbotham deceased amongst the legatees mentioned in the said Decedents Will in the following manner Viz.

To Joseph H. Morrison who intermarried with Frances Higginbotham the following slaves Viz.

|                                  |      |
|----------------------------------|------|
| Cupit .....                      | £ 80 |
| Sena, Matilda and Pleasant ..... | 95   |
| Joshua .....                     | 30   |
| <hr/>                            |      |

To pay Henry Franklins Legatees ..... 205  
 To Henry Franklins Legatees who are children of Maryann:<sup>18</sup> ..... 5  
 Daughter of the said Aaron Higginbotham decd. the following Slaves Viz.

|  |     |
|--|-----|
| Amey & her two children David & George ..... | 105 |
| Adam .....                                   | 90  |
| And to receive from Jos. H. Morrison .....   | 5   |
| <hr/>  |     |

To William Sandidge who intermarried with Tamsin daughter of the sd. Decedent the following Slaves Viz.

|              |    |
|--------------|----|
| Eve .....    | 70 |
| Rachel ..... | 65 |
| Joice .....  | 65 |
| <hr/>        |    |

<sup>18</sup> Married (2nd.) Benjamin Arnold, of Amherst County.

To Thomas Morrison who intermarried with Peggy daughter of the sd. Decedent the following Slaves Viz.

|               |     |
|---------------|-----|
| Jinkins ..... | 100 |
| Winney .....  | 40  |
| Fannee .....  | 60  |
| <hr/>         |     |

Nelson Crawford  
 C. W. Taliaferro Jun.  
 Jno. Taliaferro

Returned into Amherst County Court the 19th of June 1798, and ordered to be recorded. Teste: W. S. Crawford, Clk. (Will Book 3, p. 470.)

The following deeds are of record in the name of Aaron Higginbotham Sr.

May 6, 1751. Moses Higginbotham, of St. Ann's Parish, County of Albemarle to Aaron Higginbotham, of the same parish and county. Conveys 204 acres of land, "now in the possession of Aaron Higginbotham, situated on the branches of Buffalo River, County of Albemarle, being part of a tract of 1,430 acres lying and being in the same Parish and County, late part of the County of Goochland, conveyed to Moses Higginbotham by George Braxton, the younger, of the County of King & Queen, by deeds of lease and release, dated April 23 and 24, 1745, which were duly acknowledged in the General Court and recorded according to law."

Consideration 5 shillings. Witnesses, Joseph Higginbotham, John Higginbotham, William Morrison. (Albemarle County Deed Book 1, p. 295.)

February 8, 1759. James Smith to Aaron Higginbotham, both of the County of Albemarle. Conveys 200 acres of land "where the said Aaron Higginbotham now lives on both sides of Buffalo River, near the Blue Mountains." Consideration £100. (Ibid., Deed Book 2, p. 91.)

September 6, 1762. Aaron Higginbotham and Clary, his wife, to William Cabell and Cornelius Thomas, Churchwardens. Conveys 204 acres of land on "Higginbotham's old Mill Creek being part of a tract formerly granted to Colonel George Braxton, late of the County of King & Queen, and by him conveyed to Moses Higginbotham and by him conveyed to the said Aaron Higginbotham." Consideration £120.<sup>17</sup> (Amherst County

<sup>17</sup> In September, 1762, William Cabell, Jr., and Cornelius Thomas, Churchwardens, purchased from Aaron Higginbotham, 204 acres of land at £120." *The Cabells and Their Kin*, p. 80.

Deed Book A, p. 57.)

October 3, 1768. Neill Campbell of the County of Albemarle, to Aaron Higginbotham of the County of Amherst. Conveys 390 acres of land on Thresher's Creek, Amherst County. Consideration £110. (Ibid., Deed Book B, p. 378.)

October 3, 1774. Aaron Higginbotham to Jacob Tyree. Conveys 400 acres of land on both sides and joining the North side of Buffalo River and on the North side of the Fluvanna River. Consideration £200. (Ibid., Deed Book D, p. 186.)

May 1, 1777. Aaron Higginbotham, Sr., to Samuel Higginbotham. Conveys 300 acres of land on both sides of Buffalo River. Consideration love, good will and affection towards his son, Samuel Higginbotham. (Ibid., Deed Book D, p. 514.)

May 1, 1777. Aaron Higginbotham, Sr., to Aaron Higginbotham, Jr. Conveys 300 acres of land on Thresher's Creek, Amherst Co., the same land Aaron Higginbotham, Sr., bought of Neill Campbell. Consideration love, good will and affection towards his son, Aaron Higginbotham, Jr. (Ibid., Deed Book D, p. 515.)

December 5, 1778. Thomas, Gilbert and James Cottrell to Aaron Higginbotham, Sr. Conveys 300 acres of land on Stone House Creek. Consideration £425. (Ibid., Deed Book E, p. 145.)

October 3, 1768. Aaron Higginbotham and Clara, his wife, of Amherst County, to Neill Campbell, of Albemarle County. Conveys three parcels of land totalling 489 acres, on Buffalo River Amherst County: 1st, or upper tract, consists of 109 acres, and was conveyed by a Patent in the said Higginbotham's name, bearing date at Williamsburg, August 30, 1763; 2nd, or middle tract, consists of 200 acres, and one conveyed by a Patent in the said Higginbotham's name, bearing date at Williamsburg, March 3, 1760; 3rd, or lower tract, consists of 99 acres, and was conveyed by a Patent in the said Higginbotham's name, bearing date at Williamsburg, July 26, 1765. Consideration £150. (Ibid., Deed Book B, p. 378.)

The following deeds are of record in Amherst County in the name of Samuel Higginbotham, son of Aaron and Clara (Green?) Higginbotham:

February 5, 1787. Benjamin Arnold and wife, Mary Ann, to Samuel Higginbotham and Henry Franklin. Conveys two slaves and personalty. Consideration £40 & two negroes. (Deed Book F., p. 124.)

November 5, 1791. Samuel Higginbotham and Jane, his wife, to Philip Smith and Zacharias Taliaferro, all of Amherst County. Conveys 300 acres of land on Buffalo River, granted to Aaron Higginbotham by a

Patent dated December 15, 1749, and conveyed by a deed dated May 5, 1777, to Samuel Higginbotham. Consideration £450. (Deed Book 9, p. 74.)

December 5, 1791. Samuel Higginbotham and Jane, his wife, to Jacob Phillips, all of the County of Amherst. Conveys two tracts of land on Buffalo River, one of 200 acres, granted by a Patent dated April 10, 1781, to Aaron Higginbotham, and by him willed to the said Samuel Higginbotham; another tract consisting of 140 acres of land, situated on the side of Cold Mountain, and on the south branches of Buffalo River, granted by a Patent to Samuel Higginbotham, dated April 10, 1781. Consideration £20. (Deed Book 9, p. 77.)

September 17, 1792. Samuel Higginbotham to Aaron Higginbotham Jr., both of the County of Amherst. Conveys three tracts of land on both sides of Buffalo River, Amherst County. Consideration £100. (Deed Book G, p. 154.)

The following references to Samuel Higginbotham are taken from the Order Books, of Amherst County Court:—

Samuel Higginbotham appointed to collect taxes in Lexington Parish, Amherst County. August Court, 1782. Order Book, p. 7.

Samuel Higginbotham took the oath as a Deputy Sheriff of Amherst County. December Court, 1782. Id., p. 69. Samuel Higginbotham, Deputy Sheriff, returns list of insolvents for taxes, 1782. October Court, 1783. Id., p. 102. Francis Satterwhite of Amherst County, appoints Samuel Higginbotham his attorney. March Court, 1785. Book E, p. 611. Samuel Higginbotham appointed a Deputy Sheriff of Amherst County. May Court, 1786. Order Book, p. 492.

Samuel Higginbotham and John Higginbotham, appointed Deputy Sheriffs of Amherst County. April Court, 1787. Id., p. 676.

Samuel Higginbotham served in the War of the Revolution as a captain of Amherst County Militia. The following reference to him is to be found in The Cabell and Their Kin, page 150:

"On October 2, 1776, Captain Nicholas Cabell delivered to Captain Samuel Higginbotham for Captain Sale, on Major James Franklin's order, 7 pots and 1 kettle, 6 rugs, 1 tent, 22 rifles, and 8 shot guns, which his company of minute men had when in the service."

He was Colonel of Amherst militia in 1787; see Order Book 1787-90, p. 117.



There is also an entry in the Auditor's Accounts, in the Virginia State Library, of a warrant issued to him, May 21, 1784, for £16-2-8 for services in the war. (*Aud. Acc. XVIII., 694.*)

Samuel Higginbotham and his uncle, (Colonel) James Higginbotham, are mentioned as Vestrymen of Christ Church, Lexington Parish, Amherst County, in the year 1779.<sup>18</sup>

It is not known how many children Samuel Higginbotham and Jane, his wife, had. The census of 1783 shows that at that date his family consisted of 10 whites, probably himself and wife and eight children. The names of but two of his children are known: John, who married in 1792, Anne Staunton Higginbotham,<sup>19</sup> daughter of Captain John and Rachel (Banks) Higginbotham, and Joseph Higginbotham.

\* Samuel Higginbotham is supposed to have removed to Georgia, but it is not definitely known when or where he settled.

Benjamin Higginbotham, Sr., (son of John and Frances [Riley] Higginbotham,) died in Elbert County, Georgia, in 1800. Will proved —, 1800.

In his will he mentions the following of his family:

Wife, Elizabeth (Reid) Higginbotham.

Daughter, Ann Higginbotham.

Sons:

Caleb,<sup>20</sup> who married Mary Ann —

William, who married a daughter of John Sandidge, of Amherst County. On February 29, 1829, while a resident of Hannonville, Perry County, Tennessee, William Higginbotham applied for a pension, which was allowed. In his application he stated that he enlisted "In the Continental line of the Army of the Revolution, for and during the War, and continued in the service until its termination at which period I was a Sergeant in Captain Mabon's Company in the Second Virginia Continental regiment of the Line, I also declare that I afterwards received a certificate for the reward of eighty Dollars: to which I was entitled under

<sup>18</sup> Meade's: "Old Churches and Families of Virginia," Vol. 2, p. 58.

<sup>19</sup> M. L. B. December 17, 1792.

<sup>20</sup> He appears to have served in the Revolution as captain of Amherst (?) County militia. See application of Philip Smith for a pension, Oct. 27, 1832: "R. File 9, 830," Bureau of Pensions, Washington, D. C.

*Remember the name Riley*

a resolve of Congress passed the 15th of May, 1778—and I further declare that I was not on the 15th day of March, 1828, on the pension list of the United States."

Accompanying his application were the following certificates and other documents:—

"This is to certify that William Higginbotham served in the Continental Army as a Sergeant and soldier from the beginning of the war to the end, during which time he acquitted himself with the highest Honor and his character as a private citizen stands in the highest point of view by all those who are acquainted with Him.

Given under my hand this 7th day of Aug<sup>t</sup> 1786.

Sam. J. Cabell.

"I do certify that Sergeant William Higginbotham enlisted with me for the war in December, 1778, in the Second Virginia Continental Regiment. Given under my hand this 28th day of May, 1783.

(Signed) James Mabon, Cap<sup>n</sup>

A copy from the original  
Test. J. Shackelford, C. B. A.

"I do hereby certify that William Higginbotham enlisted the 6th day of January, 1777, for three years as a soldier in my Comp<sup>y</sup>

(Signed) Sam<sup>l</sup> J. Cabell Lt. Colo  
4th Virg<sup>a</sup> Reg<sup>t</sup>

A copy

J. Shackelford, C. B. A.

Sir

Please deliver Colo Wm. Cabell a certificate for my claim for land on the within certificate.

Colo Meriweather

William Higginbotham

War Dept. Bounty Land Office.  
12 May, 1829.

The records of this office do not show that William Higginbotham of the Virg<sup>a</sup> line ever received or is entitled to bounty land of the United States.

Robert Taylor.

We do certify that we knew William Higginbotham as a soldier and Lieutenant in the Revolutionary War with Great Britain; he entered into service in the year 1776, and we know he continued upwards of three years

and six months and we verily believe he continued until the end of the war in the Virginia Line on Continental Establishment.

Given under our hands this 19th day of June, 1811.

Edward Ware.

James Ware.

Caleb Higginbotham.

Georgia

Elbert County.

Personally appeared before me James Ware, Edward Ware and Caleb Higginbotham, and after being duly sworn saith the above certificate is just and true. And I hereby certify that they are men of fair character and that due faith and credit ought to be given their signatures.

Given under my hand this 19th day of June, 1811.

Edward Ware.

James Ware.

Caleb Higginbotham.

Charles Sorrell, J. P.

(Another certificate of Charles Sorrell, dated August 10, 1811, that the above are men of good character and that their statements are entitled to credit.)

(Certificate of David S. Booth, Clerk of the Superior Court, Elbert County, that Charles Sorrell is Justice of the Peace for Elbert Co., and that his statement is entitled to credit.)

"I do hereby certify that William Higginbotham enlisted in my Company of Riflemen attached to the 6th Virg<sup>a</sup> Reg<sup>t</sup> in the month of January, 1777, for the term of three years after which he re-enlisted for the War and was taken prisoner at Buford's defeat South of North Carolina in the month of May, 1780, and I do further certify that the s<sup>d</sup> William Higginbotham acted as a Serjeant and that during his term of his active service which generally came under my observation he conducted himself as a good Citizen and brave Soldier. Given under my hand this 25th day of Feb<sup>y</sup>, 1810.

Sam. J. Cabell, late Lt. Col.

Virg<sup>a</sup> Line on Cont<sup>l</sup> Establishment.

It appears that William Higginbotham has received a warrant from this office for 400 acres for his services as a Sergeant for the War.

Chas. Blagrove, Reg.

Land Office

28th Feb<sup>y</sup> 1810.

William Higginbotham, Lieutenant, Continental Line.

He entered the service in 1776, and served as a soldier, sergeant and lieutenant, to the end of the war (See certificates of Edward Ware, James Ware, and Caleb Higginbotham, on file in the office of the executive department.) He was allowed land as sergeant for a service of six years and ten months, 455 acres, the warrant for which issued March 9, 1793, and February 28, 1810. (See Charles Blagrove's certificate in the office of the executive department.) He was allowed bounty land as lieutenant 7th November, 1811, when a warrant issued for 2666 2/3 acres (1 presume including for the land for which warrants had before issued for his services as sergeant.) His heirs entitled to additional bounty for his services as lieutenant, ten months over six years.

H. D. 1835-36, Doc. 6, 89.

(All the above from documents in the Va. State Library.)

The other children of *Benjamin and Elisabeth (Reid) Higginbotham* were:

Joseph, who married in 1788, Frances, daughter of Moses Higginbotham, Sr. (M. L. B. December 17, 1788.)

Benjamin, Jr., who married in 1782, Mary, daughter of Larkin Gatewood, of Amherst County, (M. L. B. December 1, 1782.)

Francis, who married in 1783, Dolly, daughter of Larkin Gatewood, of Amherst County, (M. L. B. December 1, 1783.)

The following deeds are of record in the name of *Benjamin Higginbotham, Sr.*:

April 30, 1751. Moses Higginbotham, of St. Ann's Parish, County of Albemarle, to Benjamin Higginbotham, of the same parish and county. Conveys 204 acres of land, "now in the possession of Benjamin Higginbotham," and located on the branches of Buffalo River, Albemarle County, being part of a tract of 1,430 acres conveyed to Moses Higginbotham by George Braxton, the younger, etc. Consideration 5 shillings. (Albemarle County Deed Book 1, p. 300.)

May 2, 1761. Benjamin Higginbotham to Richard Davis. Conveys 204 acres of land on Buffalo River, being a tract of 204 acres granted to Benjamin Higginbotham by Moses Higginbotham by a deed dated May 14, 1751, which was duly recorded in Albemarle Court. Consideration £60. (Amherst County Deed Book A, p. 20.)

Sept. 7, 1767. Benjamin Higginbotham, power of attorney for James Colbert Blair, to Alexander Baggs, of Augusta County. Conveys 160 acres of land on Pedlar River, Amherst County. Consideration £30. (Ibid., Deed Book B, p. 249.)

July 4, 1774. Benjamin Higginbotham to James Higginbotham. Conveys 75 acres of land on the north branches of the south fork of Buffalo River, granted by a Patent to Benjamin Higginbotham, dated July 14, 1769. Consideration £20. (Ibid., Deed Book D, p. 168.)

Dec. 4, 1775. Benjamin Higginbotham, and Elizabeth, his wife, to Caleb Higginbotham. Conveys 355 acres of land beginning at a white oak corner Braxton & Co's land, Amherst County. Consideration 5 shillings. (Ibid., Deed Book D, p. 328.)

The following deeds are in the name of *Caleb Higginbotham*:

Caleb Higginbotham and Mary Ann, his wife, to James Lively. Conveys 13 acres of land adjoining Lively's line, Amherst County. Consideration £5. (Ibid., Deed Book D, p. 336.)

July 6, 1778. Philip Smith to Caleb Higginbotham. Conveys 244 acres of land on both sides of Buffalo River, being the land which Philip Smith purchased of James Smith. Consideration £100. (Ibid., Deed Book E, p. 2.)

May 5, 1777. Caleb Higginbotham to Moses Penn. Conveys 342 acres of land on both sides of the south fork of Huff's Creek. Consideration £125. (Ibid., Deed Book D, p. 426.)

August 7, 1780. Caleb Higginbotham to William Higginbotham, both of the County of Amherst. Conveys 181 acres of land on Buffalo River, being part of a tract of 244 acres purchased by Caleb Higginbotham of Philip Smith. Consideration £20. (Signed.) Caleb Higginbotham, Mary Ann Higginbotham, wife. (Ibid., Deed Book E, p. 255.)

(To be continued)

## BRANCH OF HENRICO

In connection with the previously published information as to the Branch family, the following addenda has been communicated by Mr. James Branch Cabell:

QUARTERLY, Vol. XXV., page 62. Thomas<sup>3</sup> Branch is said to have married Elizabeth, daughter of Captain Matthew Gough of Henrico, a burgess for the session beginning 2 March, 1642-3.

Page 65. Thomas<sup>3</sup> Branch, on 4 November, 1685, patented 760 acres in Henrico, on the south side of the river, in the parish of Varina, bordering land owned by Mr. Abell Gower, John Clarke, and Mr. Thomas Branch, Senior. Thomas<sup>3</sup> Branch conveyed 280 acres of this tract to his brother Matthew<sup>3</sup> Branch, for 2,000 pounds of tobacco, by a deed dated and recorded 1 February, 1686-7; and on the same date conveyed to his brother James<sup>3</sup> Branch 200 acres of the same tract, "for love and affection." This transfer would seem to mark the coming age of James<sup>3</sup> Branch.

Page 66. Thomas<sup>4</sup> Branch of Henrico, on 27 September, 1729, patented 390 acres of new land in the fork of the Beaver-Pond branch of Deep Creek in Prince George county. Thomas<sup>4</sup> Branch was evidently the monied member of the family (of which he was the lineal head), and has a number of deeds in Chesterfield, too many to be cited here, dating down to 6 February, 1767, when he conveyed forty-eight acres at the mouth of the Spring branch of Sappony Creek in Chesterfield, to Henry Branch. Thomas<sup>4</sup> Branch presumably died in 1767.

Page 66. William<sup>4</sup> Branch, on 17 August, 1725, patented 400 acres of new land in Henrico, on the north side of Appamattock River, bordering on the said river and on land owned by the patentee and on the land of Mr. Joseph Irby.

Page 67. Matthew<sup>3</sup> Branch married Frances —, who was a witness at the October Court, 1711. She was probably Frances Ware, a sister of the Caleb Ware, whose will, dated 28 June, 1740, was recorded in Chesterfield 5 October 1750. Matthew<sup>3</sup> Branch, by deeds dated 27 September 1689, recorded in Henrico 1 October 1689, exchanged 200 acres of the 280 deeded him in 1686-7 by his brother Thomas<sup>3</sup> Branch, for the 200 then deeded to James<sup>3</sup> Branch and eighty adjoining acres. Matthew<sup>3</sup> Branch, on 29 October 1696, patented fifty acres in Henrico, escheat from William Jones deceased. Matthew<sup>3</sup> Branch and James<sup>3</sup> Branch, on 24 April 1703, patented 710 acres in Henrico, on the south side of the river, on Bear's branch, Pockashock branch, Grindon's run, and bordering land owned by John Brodrax. Matthew<sup>3</sup> Branch, on 20

Samuel and Robert, born in England, each of whom came to Virginia. He married, second, Cicely —, who survived him, and married, second, Captain William Farrar.

Thomas<sup>1</sup> Jordan, born in 1600 in England, is named in the census of 1623 as a soldier under Sir George Yeardley. He settled in the present Isle of Wight, and was Burgess for Warwasquoake at the sessions of 16 October 1629, of 21 February 1631-2, and of 4 September 1632. On 2 July 1635, he patented 900 acres in the County of Warwasquoake, "neare the head of Warwasquoake river, beginning on the Westerly side of an old Indian Towne, at an oake mark'd w'th three notches, being upon the North west side of the river runing West North west into the woods a mile; and soe runing downe the river, to a Crosse Creek, a small oake being there, marked with twoe notches."

Thomas<sup>2</sup> Jordan, son of the preceding, born 1634, died 8 October 1699, lived at Chuckatuck in Nansemond. He became a Quaker in 1666, and from 1664 onward was several times imprisoned and fined. In 1659 he married Margaret, daughter of Robert Brasseur (who was a French Huguenot, settled in Nansemond, where he patented 1,200 acres, 12 April 1653, and was also a Quaker.) Margaret Brasseur was born July 1642, and died 7 October 1708.

Robert<sup>3</sup> Jordan, son of the preceding, born 11 July 1668, died in 1728, likewise lived in Nansemond, where he was a prominent Quaker minister. He married, first, on 9 December 1687, Christian Outland, (who died 26 June 1689), and married, second, on 7 July 1690, Mary, daughter of Edmund Belson of Nansemond (who patented 100 acres in that county, 26 April 1679, and, with Robert Montgomery, 850 adjoining acres, 30 April 1679), by whom he had, with other issue: Mary<sup>4</sup> Jordan, born 24 December 1699, died in 1797, who, as previously recorded, married Thomas Pleasantants of Henrico.

## HIGGINBOTHAM FAMILY OF VIRGINIA

By WILLIAM MONTGOMERY SWEENEY, Astoria, Long Island, N. Y.

(Concluded)

*Captain John Higginbotham, son of John and Frances (Riley) Higginbotham*, died in Amherst County, in 1814. He married in 1767, Rachel Banks,<sup>14</sup> daughter of Gerrard and Anne (Stanton) Banks, of Amherst County. His will was entered for probate September 19, 1814. (Will Book 5, p. 451.):

To wife Rachel, the whole of his estate and after her death to his son John. To son John \$1,000, "it being an extra sum for monies paid and for services rendered by him", provided so much remains after allowing a comfortable support to my wife Rachel, and my daughter Frances R. Higginbotham, "so long as she remains single or continues with her mother, as I am sensibly impressed with a due sense of the great attention, care and filial duty which my daughter Frances R. Higginbotham has bestowed upon me and her mother during our old age and infirmities, I give to her the following slaves: Minerva and Charlotte girls and sisters." Confirms gift to daughter Nancy Higginbotham of a negro woman Betty and her increase. Confirms gift or gifts to son James declaring same "his full proportion of my estate." Confirms gifts to daughter Tirzah London, for life, and at her death to her children. After death of wife, whole estate real and personal, excepting that which has been disposed of shall be sold publicly by the executors, in the following manner: All personal estate to be sold on 12 month's credit; all real estate to be sold on 1 and 3 year's credit, purchasers giving bond, money arising from such sales to be equally divided into eight parts, giving to son Thomas,  $\frac{1}{8}$ ; to son, David,  $\frac{1}{8}$ ; to son, John,  $\frac{1}{8}$ ; to son, Jesse,  $\frac{1}{8}$ ; to son, Daniel,  $\frac{1}{8}$ ; to son, Reuben,  $\frac{1}{8}$ ; to daughter, Frances R. Higginbotham,  $\frac{1}{8}$ ; remaining  $\frac{1}{8}$  left to sons Thomas and David, in trust for "my son Eugene." Executors, sons John and Thomas Higginbotham. Dated, June 22, 1813. Witnesses: Wm. S. Crawford, James Higginbotham, James H. Dillard, Young Hawkins. Executor's bond, \$10,000; administrator's do. \$10,000. Appraisement, \$9,452.

<sup>14</sup> M. L. B., July 9, 1767.

The children of *John and Rachel (Banks) Higginbotham*:

- 1 Thomas, born June 10, 1769; died, 1835.
- 2 James, born September 22, 1770: (married and had children; was dead in 1835.)

3 John, born April 12, 1772, married December 7, 1815, Margaret Washington Cabell,<sup>26</sup> daughter of Colonel Samuel Jordan and Sarah (Syme) Cabell, of "Soldier's Joy," Nelson County. He (John Higginbotham) died February 23, 1822. *Children*:

1. William Thomas, born August 19, 1818: married August 22, 1839, Mary Frances Riley Coleman. He died November 25, 1892. *Children*:

- I. John Carleton,<sup>26</sup> born November 11, 1842: Brigadier-General, C. S. A., War between the States, and was killed May 10, 1864.
- II. Frances, born, 1846; died, 1847.
- III. Coleman Cabell, born December 6, 1848: married, September 15, 1875, Mary Ida Day. She died May 29, 1916. *Children*: a. Mary Frances. b. Jessie Woods, married Hugh MacVeigh Matthews. c. Lula Coleman. d. Lotta Lee, married J. Howard Richards. e. Virginia Day. IV. Margaret E., born, 1850; died, 1858. V. Ella, born, 1853; died, 1858.

2. Laura, born, 1819: died, 1821.

4 Anne Staunton, born December 22, 1773: married, 1792, John, son of Samuel Higginbotham.<sup>27</sup>

5. David, born October 17, 1775: married Mary Elmslie Garrigues, of Philadelphia, Pa. He died, 1853. *Children*:

- I. Elizabeth, born February 26, 1812: married George Daniel Fisher, of Richmond. II. Anne Estelle, born September 10, 1813: married Francis Hoskins, of Philadelphia, Pa. III. Jane Randolph, born May 3, 1815: married (1st) Bolling Macmurdo;

<sup>26</sup> "The Cabells & Their Kin," page 318.

<sup>27</sup> "A student at Lynchburg College when the war began; entered the C. S. A. as captain in 1861; promoted major and lieutenant-colonel in 1862; colonel, 1863; brigadier-general, May, 1864, being one of the youngest officers of these grades in the service; was wounded seven times, and at last killed at Spotsylvania Court House, May 10, 1864, while commanding the 25th Virginia Regiment, Jones' Brigade, before his commission as brigadier-general reached him; unmarried." *Idem*, page 317.

<sup>28</sup> M. L. B., December 17, 1792.

(2nd) Dr. R. W. Haxall, both of Richmond. IV. Frances, born November 19, 1818: married Bernard Hoe Buckner, of Louisiana(?) V. Elmslie La Garrigues (or Garrigues,) born August 22, 1820: married Jane Addison Bayley, daughter of Colonel Thomas H. Bayley, of Accomac County. *Children*: a. Jane Bayley, married James Cabell Brockenbrough, of Richmond. b. David, married Fannie Wrenn, of Henrico County. c. Rosa Bayley, married Coleman Edwards Pierrepont Burgwyn, of North Carolina. d. Mary. e. Samuel Thomas Bayley. f. Anne May married Henry Gibson, of Richmond. g. Fannie, married John Somerville Knox, of Richmond. h. Elizabeth Fisher. i. Bertha. j. Elmslie Garrigues, married Lavinia Wallace. k. Thomas Bayley. l. William Bayley. VI. Edward La Garrigues, born July 21, 1824: married Julia Thompson, of Wilmington, Delaware. VII. Mary Ross, born July 31, 1827: married Joseph Gillett, of Baltimore, Md.

- 6 Mary, born November 1, 1777.

7. Jesse, born December, 23, 1779.

8. Daniel, born March 27, 1781.

9. Tirzah, born February 27, 1783: married, December 31, 1809, John London. She died August 1, 1841. *Children*:

- I. Frances Ann, born November 1, 1810: died November 3, 1810.
- II. Frances Jane, born September 23, 1811: married Winston Woodruff. III. John James, born February 11, 1813: married Willie Paleskie. IV. Eliza Ann, born October 31, 1815: married December 17, 1835, James Higginbotham, son of Absalom and Mary (Sandidge) Higginbotham. V. Daniel Higginbotham, born February 17, 1818: married, Mary Eliza Caskie. VI. Mary Banks, born February 18, 1820: married, October 19, 1852, Dr. George Washington Davies. She died November 17, 1892. He died September 5, 1889. *Children*: a. George Whiting; b. Emmie Cabell; c. Zelzah Philippa; d. Mary Banks Washington, (Mrs. Hurley.) VII. William Augustus, born June 18, 1821: married Harriet Bailey.

10. Frances Riley, born May 10, 1785: married Reuben Coleman.

11. Eugene, born March 10, 1787.

12. Reuben, born August 2, 1789: married Miss ——— Vaughan, of Kentucky.

The following deeds are of record in Albemarle County, in the name of *Captain John Higginbotham*:

May 11, 1751. Moses Higginbotham, of St. Ann's Parish, Albemarle County, to John Higginbotham, of the same parish and county for 5

shillings. Conveys 200 acres of land "now in the possession of the said John Higginbotham, located on Buffalo River, (Albemarle County,) being part of a tract of 1,000 acres conveyed to the said Moses Higginbotham, by George Braxton, the younger, etc." Witnesses, Joseph Higginbotham, Benjamin Higginbotham, James Higginbotham. (Deed Book 1, page 288.)

May 11, 1751. Same to same. For 5 shillings conveys 204 acres of land, "now in the possession of the said John Higginbotham," and located on the branches of Buffalo River, (Albemarle County,) being part of a tract of 1,430 acres granted to the said Moses Higginbotham by George Braxton, the younger, etc." Same witnesses. (Deed Book 1, page 280.)

Captain John Higginbotham served in the War of the Revolution as captain of Amherst County militia.<sup>28</sup>

*Thomas Higginbotham, son of John and Rachel (Banks) Higginbotham.* Will dated February 12, 1834.

To sister, Tirza London, tract of land on which I now live, containing 200 acres, and 40 acres adjoining, bought of George McDaniel, and all appurtenances thereto belonging, with all household and kitchen furniture except that which is hereafter provided for and at her death to go to her two younger children, Mary Banks and William Augustus. To John J. London,<sup>29</sup> the tract of land I bought of William Rourne. To Daniel H. London,<sup>30</sup> the tract of land I bought of Charles B. Taliaferro. To Frances Woodroffe<sup>31</sup> and her children, the tract of land called Camdens D. & B. Higginbotham & Co. To sister Ann Staunton Higginbotham, late of Georgia, children 20 shares Farmer's Bank Stock. To children of brother James Higginbotham, late of Kentucky, 20 shares of Farmer's Bank stock. To Ann E. London,<sup>32</sup> 15 shares of Farmer's Bank Stock. To brother Daniel Higginbotham, 50 shares Virginia Bank Stock. To sister Frances R. Coleman, whatever debt she may owe me at the time of my death. To *Wesley Jones son wife Archey Carey*, \$1,000. (So in copy of will.) To brother, Daniel Higginbotham, in trust for the following persons, viz.: 15 shares in Bank of U. S. for the benefit of Jesse Higginbotham; 15 shares Bank of U. S. for the benefit of Eugene Higginbotham, my brother; 20 shares Farmer's Bank stock for the benefit of Meeka Higginbotham, wife of James S. Higginbotham; 10 shares Virginia Bank stock for the benefit of Nancy, my cook woman; 10 shares of Farmer's Bank stock for the benefit of Maria, my house woman; 5 shares of Farmer's bank stock for the benefit of Tom Casey, Maria's son; 5 shares of Farmer's Bank

<sup>28</sup> See "Aud. Acc. 1779-80, 134," Virginia State Library.

<sup>29</sup> Children of John and Tirzah (Higginbotham) London.

stock for the benefit of John Waller, Maria's son, I give to Nancy & Maria a bed & furniture each and a cow and calf each.

It is my wish that all my negroes be set free, viz.: Nancy, my cook woman Maria, and her two sons, Tom Casey & John Waller, Caleb and their increase, Washington, Charles, Dandridge, William, Daniel, Spencer, Polly, Isaac, Carter, Ann and her children, their increase, Charlotte and her children and increase, Jean and her children, and increase; China and her children and increase, provided they are willing to leave the State; if not, they may choose any of my brothers or sisters they are willing to serve. It is my wish and desire that should I dispose of any of the special legacies it is to be made up to them out of my estate. It is my wish that my brother, Daniel Higginbotham, in case Nancy & Maria should not be willing to leave the State, he will become Guardian for them of the bank stock left them, will be sufficient to maintain them. The balance of my estate to be divided, giving to the children of my late brother, James,  $\frac{1}{8}$  part; to the children of my sister, Anne Higginbotham,  $\frac{1}{8}$  part; to David Higginbotham,  $\frac{1}{8}$  part; to Daniel Higginbotham,  $\frac{1}{8}$  part; to William S. Higginbotham,  $\frac{1}{16}$  part; to my brother, Reuben Higginbotham's two sons,  $\frac{1}{16}$  part; to Daniel Higginbotham, in trust for the benefit of Jesse Higginbotham,  $\frac{1}{16}$  part; to Daniel Higginbotham, in trust for the benefit of Eugene Higginbotham,  $\frac{1}{16}$  part; to my sister, Frances R. Coleman,  $\frac{1}{8}$  part; to my sister, Tirzah London,  $\frac{1}{8}$  part. Executor, brother Daniel Higginbotham; it is expected my executor will sell whenever he may think best, all my other property not given or mentioned above. (No witnesses.) (Will Book 9, page 47.)

*Thomas Higginbotham, son of John and Frances (Riley) Higginbotham*, was living in Albemarle County in 1751, when, on June 3rd of that year, he conveyed by deed to Robert Rose, also of Albemarle, for a consideration of £45, "three messuages or tenements granted to the said Thomas Higginbotham by three Letters Patent, viz.: one for 200 acres of land lying in the Piney Woods, dated July 12, 1750; one for 140 acres of land lying on Piney River, dated July 12, 1750, and the third by Letters Patent of the same date, for 200 acres of land in the Piney Woods all being now in the possession of the said Robert Rose." Witnesses: John Walker, Robert Green, Patrick Morrison. (Deed Book 1, page 378.)

No further record of him is found in Albemarle. He probably received his share of his father's estate in money and removed to Georgia, where in February, 1759, he addressed a petition to the Governor and Council, setting forth that "he

settled in the Province, had had no lands granted him therein and was desirous of obtaining a grant for cultivation as he had a wife and nine children," and praying for a grant of 100 acres "on a branch running into the Savannah River about five miles above Augusta and three miles back from said river." His petition was favorably acted upon and subsequently he was allowed additional grants of 150 and 200 acres. In June, 1766, he stated that he had a "wife and 10 children," and April 3, 1770, he referred to the fact that he was "possessed of 4 negroes."<sup>40</sup>

*Rachel Higginbotham, daughter of John and Frances (Riley) Higginbotham, died in Amherst County, "in the winter of 1808-09."*<sup>41</sup> She married (1st) William Morrison<sup>42</sup> (died 1761,) of Albemarle County; (2nd) in 1772,<sup>43</sup> Samuel Ayres (died 1784,<sup>44</sup>) of Amherst County.

*Children (Morrison):*

Joseph Higginbotham, (eldest son<sup>41</sup>) born ———; died in Amherst County in 1802;<sup>45</sup> married Frances Green Higginbotham, daughter of Aaron and Clara (Green?) Higginbotham, of Amherst County. She died in Elbert County, Georgia, 179—.

Esra, born, 1756; died in Lincoln County, Kentucky, November 1, 1844;<sup>46</sup> married in 1792, Elizabeth Spears Carpenter, widow of Captain John Carpenter, and daughter of George and Christina Spears, of

<sup>40</sup> *Col. Records of Georgia*, VIII., 775; X., 565; XI., 16, 180.  
<sup>41</sup> Chalkley's *Transcripts of the Records of Augusta County, Virginia*, Vol. 2, pp. 135 and 266.

<sup>42</sup> In 1740, Thomas Morrison of Goochland County, purchased of John Chiswell of Hanover County, 2,460 acres of land on the south branches of Rockfish River, Goochland County this tract was granted in 1748, to William Morrison of Albemarle County. (See Deed Book 3, p. 318, Goochland County and Book 26, p. 518, Land Register's office, Richmond.)

<sup>43</sup> See marriage contract in Deed Book D, p. 31.

<sup>44</sup> See his will in Will Book 2, p. 169.

<sup>45</sup> See order of the Court June 21, 1802, appointing administrators of his estate. Will Book 4, p. 348.

<sup>46</sup> He was a soldier of the Georgia Continental Line, War of the Revolution, and received a pension under Act of Congress, of June 7, 1832; see "Survivor's File, No. 13,956," Bureau of Pensions, Washington, D. C.

Amherst(?) County. A. Gt. Gt. grand-daughter, Mrs. H. S. Howard, lives at Meridian, Miss. (1917.)

Eve, born ———; married ——— Lackey. A son, John Lackey,<sup>41</sup> removed to Kentucky in 1820; his great, great grandson, Joseph H. Lackey, lives at Memphis, Tennessee (1917).

Tirzah, born ———; married (1st) ——— Davis (2nd) Thomas Stuart.<sup>41</sup>

Mary Dandridge Morrison, daughter of Joseph Higginbotham and Frances Green (Higginbotham) Morrison, born in (Amherst County?) Virginia, 1784; died in Elbert County Georgia, September 8, 1839. She married in Elbert County, January 8, 1805, James Reagan, Jr., son of James, Sr., and Nancy (Cook) Reagan. James Reagan, Jr., was born in Guilford County, North Carolina, July 2, 1780; died in Pike County, Georgia, December 27, 1855. Their son, Francis Washington Reagan,<sup>47</sup> M. D., born in Elbert County, Georgia, August 12, 1821; died in Augusta, Georgia, May 25, 1865; married of Caesar and Eliza (McLeo) Sarah Cecelia Refo, daughter of Caesar, November 17, 1826; died in Astoria, Long Island, July 25, 1910. Their only child, Eugenia Octavia Reagan, born in Augusta, Georgia, October 17, 1846; married in Augusta, September 30, 1867, Thomas W. Sweeney, Brigadier-General, United States Army. Their children, Thomas Francis, born at McPherson Barracks, (now, 1917, Fort McPherson,) Atlanta, Georgia, July 14, 1868, and William Montgomery, born at Harlem, New York City, August 29, 1871. Mr. Sweeney in a letter to the Editors, under date of August 5, 1918, says: "Since I sent you the manuscript [of the Higginbotham genealogy] I have found that Colonel James Higginbotham [see QUARTERLY, XXVII, No. 1, p. 48] married in 1779 Rachel Campbell, daughter of Henry Campbell and Charity his wife. Henry Campbell's will was entered for probate in Amherst Co. Court Dec. 7, 1772."

<sup>47</sup> Graduate Medical College of Georgia, Class of 1844; served as a private soldier, C. S. A., in Captain William Barnes's artillery company from Augusta, Georgia.



## HIGGINBOTHAM FAMILY OF VIRGINIA

## ADDENDA AND CORRIGENDA

By WILLIAM MONTGOMERY SWEENEY, Astoria, Long Island, N. Y.

Vol. XXVI., No. 3, page 207, note 8, omitted refers to "Appendix to the 26th Annual Report of the Deputy Keeper of the Public Records & Keeper of the State Records in Dublin, 1895, page 415."

*Ibid.* page 211, Will of Mecha Higginbotham is recorded in Will Book B, page 89.

Vol. XXVI., No. 4, page 266, date of will of Aaron Higginbotham, Sr., is 1778, not 1772.

*Ibid.*, page 268 deed from Aaron Higginbotham, Sr., to Aaron Higginbotham, Jr., is dated May 1, 1777 (not 1717), and conveys 390 acres of land (not 300).

*Ibid.*, page 265, following is record from the family Bible of Absalom Higginbotham, son of Aaron, Jr., and Nancy (Croxtan) Higginbotham, in the possession of Mrs. S. B. Higginbotham, Buena Vista, Rockbridge County, Virginia:—

Absalom Higginbotham [Sr.] was born the 2nd day of May, 1781.

Mary C. [Sandidge, his wife, daughter of Benjamin Sandidge, of Amherst County,] was born the 26th of August, 1789.

[Their children:]

Betty Ann Higginbotham was born the 5th day of October, 1807.

Nancy Croxtan Higginbotham was born the 4th day of December, 1809.

James Higginbotham was born the 5th day of February, 1812.

Rufus A. Higginbotham was born the 5th day of March, 1814.

Benjamin G. Higginbotham was born the 21st of [redacted] 1818.

Absalom Higginbotham, Jr., was born the 3rd of July, 1821.

Thomas Higginbotham was born the 1st of March, 1824.

Aaron Higginbotham was born the 31st of December, 1826.

Paul Higginbotham was born the 1st November, 1831.

\*Elizabeth Higginbotham was born the 11th of July, 1778.

\*Sallie Higginbotham was born the 25th of September, 1783.

\*Nancy Higginbotham was born the 12th of June, 1786.

\*Aaron Higginbotham was born the 23rd of February, 1789.

\*Clara G[reen?] Higginbotham was born the 1st of December, 1791.

\*Johannah Higginbotham was born the 26th of June, 1794. Alexander B[rown] Higginbotham was born the 23rd of June, 1818.

John J. Higginbotham was born the 16th of January, 1820.

Nancy Higginbotham was born the 7th of October, 1821.

Anderson Sandidge was born the 9th of August, 1793.

Arthur White was born August 1st, 1824.

\*William, the son of Ann, was born the 2nd day of August, 1855.

\*John, the son of Ann and Jack, was born the 3rd of July, 1856.

## Marriages

Absalom Higginbotham, Sr., and Mary C. Sandidge were married the 6th day of November, 1806.

Absalom Higginbotham, Jr., and Elizabeth Tucker, his wife, were married the 14th day of December, 1843.

James Higginbotham and Ann Eliza London were married the 17th day of December, 1835.

Aaron Higginbotham and Elizabeth Sandidge [daughter of Benjamin Sandidge, of Amherst County,] his wife, were married the 22nd of May, 1817.

## Deaths

Betty Ann Hill departed this life the 26th day of May, in the year of our Lord, 1831; she being the oldest daughter of Absalom and Mary Higginbotham.

Thomas Higginbotham departed this life the 1st day of November, 1841, aged 17 years and 8 months.

Anderson Sandidge departed this life the 12th day of May, 1859. He was born the 9th of August, 1793.

Paul Higginbotham died August 26, 1864.

Nancy C. Royster died October 5th, 1865.

Sarah A. Higginbotham, wife of A. L. Higginbotham, died June 5, 1860.

Absalom Higginbotham, Sr., was born May 2, 1781, and died the 7th of July, 1866.

John W. Myers departed this life the 23rd of September, 1869.

Mary C. Higginbotham departed this life the 28th of May, 1871.

James Higginbotham departed this life September 11th, 1874.

Rufus A. Higginbotham departed this life December 28, 1878.

Elizabeth Higginbotham departed this life September 23, 1874. William Tucker died August 23, 1884.

<sup>a</sup>Brothers and sisters of Absalom Higginbotham, Sr.

<sup>e</sup>These were probably slaves.

Vol. XXVII., No. 1, page 45. "Consideration 5 shillings," refers to deed dated April 20, 1751, not to that of October 3, 1768.

*Ibid.*, page 46. By an error of transcription the M. L. B. dated December 18, 1801, makes the contracting parties "George McDaniel and Frances Morrison," whereas it should be "George McDaniel and Frances *Higginbotham*," (daughter of Joseph, son of Moses Higginbotham, Sr.)

Vol. XXVII., No. 2, page 129, Eve Morrison married William Lackay, whose will was probated in Amherst County, July 6, 1772. (Will Book 1, page 211.)

Vol. XXVII., No. 2, page 125. Mary Higginbotham, (daughter of Captain John and Rachel Banks Higginbotham,) born November 1, 1777, married, in 1793, Isaac Rucker, (son of Ambrose Rucker, of Amherst County,) M. L. B. January 28, 1793.

The following Higginbothams were appointed militia officers for Amherst County:

James Higginbotham, Esq., Major, June 5, 1769. (Order Book, p. 498.)

Aaron Higginbotham, Captain, August 7, 1769. (Order Book, p. 519.)

John Higginbotham, Captain, July 3, 1769, (Order Book, p. 563.)

Samuel Higginbotham, Lieutenant, Aug. 7, 1769, (Order Book, p. 519.)

Aaron Higginbotham, Jr., Ensign, July 3, 1786. (Order Book, p. 517.)

Samuel Higginbotham, Major, October 2, 1785. (Order Book, p. 67.)

Samuel Higginbotham, Colonel, Sept. 3, 1787. (Order Book, p. 117.)

Extracts from Order Books of Albemarle County years 1744-48.

March 28, 1745.

William Morrison appointed Surveyor of the highway from the upper end of McCord's road to Thomas Morrison's; and the Male Titheables that formerly belonged to the said Road, are ordered to assist the said Morrison in clearing the same.

page 9

Ordered that Moses Higginbotham be overseer of a road from the said Higginbotham's Mill to Mr. Harvey's and that the male titheables between Buffalo and the Secretary's Mountains do Clear the same that the said Gang do join John Graves's to the mouth of Tye River.

page 65.

June 13, 1746.

Moses Higginbotham (sic) and Joseph Hicking Bottom (sic) members of a jury summoned to try the case of John Dierce vs John Martin.

page 135.

Aug. 15, 1746.

Joseph Hickenbottom (sic) allowed 125 Lbs. of tobacco for 5 days attendance at Court as a witness for John Smith against Richard Fletcher Gregory.

page 157.

Nov. 13, 1746.

On the motion of William Morrison leave is given him to keep an Ordinary on his giving Bond and who together with John Hunter his Security Enter into and acknowledge Bond Accordingly.

page 201.

Nov. 12, 1747.

William Morrison's Ordinary license renewed.

page 314.

June 9, 1748.

List of Surveys made by Joshua Fry, Surveyor:—

For Joseph Higginbotham (sic) .....150 acres.

For Moses Higginbotham (sic) .....200 acres.

page 364.

Court held Nov. 14, 1746.

To Joseph Hickingbottom (sic) (per Wm. Cabell) for 1 wolf's head, 140 pounds of tobacco.

To Aaron Hickingbottom (sic) (per Charles Lynch) for 1 wolf's head, 140 pounds of tobacco.

page 10.

## HISTORICAL AND GENEALOGICAL NOTES

**MITCHELL.**—James Mitchell resided at Yorktown before the Revolution, and his will was proved there March 16, 1772. According to this paper, his wife was Janet Rule, daughter of Alexander Rule, of Lilingthgow, Scotland. Her will was proved at Yorktown, August 19, 1782, and names five sons: James, Jarman, William, Stephen and John Mitchell, and granddaughter Janet R. Cosby. There is a marriage bond dated April 8, 1773, of Stephen Mitchell to Margaret, daughter of Alexander Maitland, a merchant. Their great-granddaughter, Augusta Maitland Libby (Mrs. George F. Libby), of Roland Park, Maryland, is authority for the following: Margaret (Maitland) Mitchell died in Baltimore in 1828, aged 70. She had by her husband Stephen Mitchell ten children, one of whom Eliza Chamberlain Mitchell, married Robert Edwards Carter, of Boston and Baltimore. They had Alexander Maitland Carter, of Baltimore, father of Mrs. Augusta Maitland Libby. A sister of Janet (Rule) Mitchell, of Lilingthgow, married ——— Jeffrey, grandfather of Francis Jeffrey, of the Edinburgh Review.

In the letter book of Francis Jerdone, a merchant of Yorktown, there are some references to James Mitchell. Under date of August 21, 1753, he writes to Capt. Hugh Crawford: "Your friend James Mitchell met with an unlucky accident last week coming out of town from Williamsburg, his horse ran his chair up against a bank & overset it, by which one of his legs was broken in the fall, however he is now in a fair way of recovery."

David Maitland was a merchant of Petersburg and married Susanna Poythress, daughter of Joshua and Mary Poythress, of Flower de Hundred, Prince George Co. Her tombstone is at Blandford Church, Petersburg, according to which she died February 9, 1799, aged 33 years; on the same tomb is an inscription to their daughter, Mary Currie Maitland, who died January 27, 1795, aged 4 years. The register of Bristol parish shows that there was another child, at least, David Currie Maitland, born November 2, 1796, and died October, 1797. In the same register it is stated that William Maitland and Elizabeth, his wife, had a

former situation, they are now no longer a corporation with respect to this country, as a creature of the great seal of this country. They merely say, that it is possible, that the Charity may be applied by them, and therefore submit, [245] that it ought; but it cannot, as the controul of this Court over them is at an end.

Mr. Mansfield and Mr. Mitford, for the College. There is no reason to disturb this. The present application of it is as near the intention of the testator, as any plan can be. The change, which has taken place, has not produced any impossibility of inquiring into their conduct. The alteration is merely the relinquishment of the government of that country by this. All, that was done by the treaty, was to acknowledge them independent; every thing else remained as before. It must be presumed, this College remains in the same situation as before the separation, except in this single instance. The application of the money can be managed as well now as before by accounts properly transmitted to the officer of this Court. Even a conquered country remains in the same situation, till the conquering power alters it. There has been a case like this; that of the Convents in Normandy and other English provinces in France, which possessed considerable lands in this country; and when they came under the dominion of France, they still continued to hold their property here till the time of Henry the Vth. (2 Inst. 583; 1 Bla. Com. 386; 4 Bla. Com. 112; 1 Rap. Hist. Eng. 509, 2d edit.), and though from time to time it was confiscated upon account of war, yet it was restored with peace. There is nothing in the information suggesting a doubt, that this corporation does not continue. They are sued now as a subsisting College, and put in their answer as such. They state by their answer, that a considerable sum is due to them for educating and maintaining children according to the intention of the testator; and therefore, if they are no longer to be intrusted with this fund, yet they are creditors for so much, and ought to be satisfied for that debt.

Attorney General. In the schedule to their answer they only use the general word "expenditures" though ordered by the decree to transmit particular accounts.

Lord Chancellor [Thurlow], to the Counsel for the College. Where is the scire facias in case of misbehaviour? Suppose your doctrine relative to the conquest holds by analogy to the [246] actual state of America, you must suppose, they might be reformed by scire facias in their own Courts, for it certainly could not be in the Courts of the conquered Prince. As to the case of the Convents the same thing happened to the Knights Templars, and to the Knights of Malta; they were religious institutions, and it turned entirely upon that. The Bishop of London seems not to have a sufficient interest in this fund to sustain a bill; it must be dismissed as to him; the information was proper, but the bill improper. If the agents and receivers have accounted fairly, why should they have costs? If trustees have fairly accounted, and paid the money into Court, their costs are of course; therefore those persons ought to have them out of the fund. I am inclined to give the costs of the College also; but I think it a little irregular. I cannot take notice of them as a corporation; you have not proved them an existing corporation at all; nor can I give them costs individually. Give the City of London and the other Defendants their costs.

*William and Mary Quarterly*  
(Second Series, Vol. 15, No. 4. Oct. 1935,  
p. 385-394.

# CAPTAIN THOMAS GRAVES AND SOME OF HIS DESCENDANTS

By William Montgomery Sweeney

(Copyright, 1935, by William Montgomery Sweeney, Astoria, N. Y.)

Few names are more familiar to the student of the early history of Virginia than that of Captain Thomas Graves, who came to Virginia in the Mary & Margaret, Captain Newport, and settled at Jamestown in 1608.

His wife, Katherine, (maiden name not known), and two sons, John and Thomas Graves, Jr., came at a later date.

He appears to have taken an active part in the affairs of the infant colony from the very beginning.

On one occasion, while on an exploring expedition with Captain John Smith, he was captured by the Indians and taken to Opechan-canough's town, where he was held for ransom.

Thomas Savage was sent by Smith to recover Graves. In this he was successful. Before securing Graves's release, however, some difficulty arising with the Indians, Savage and three others offered to fight thirteen of the Indians at once, but the latter declined the challenge.

Savage had come to Virginia with the first settlers of 1607, as a boy of thirteen years, and, in 1608, was exchanged as a hostage for Namontock, an Indian from Powhatan's tribe, and had remained some time with the Indians and learned their language, which enabled him afterwards to render much service to the Colony as an interpreter.

Pory, writing in 1624, says of Savage: "He with much honesty and good success hath served the publicke without any publicke recompense, yet had an arrow shot through his body in their service." (Va. Maga. of History, I, 443; Smith: History of Virginia, edition published in Richmond, Va., 1819, pp. 61-63.)

Governor Yeardeley writing to Sir Edwin Sandys soon after April 29, 1619, of affairs at Smythe's Hundred, says:—

"There hath lately happened a misfortune done by him who Comanded there Mr Eps whom I found cheife in the busines at my coming Mr Hauli and Mr Neman being dead, Mr Eps being a hopefull yong gentleman I constituted Captayne over the people and Comitted the busines wholly to his disposing in my absence and as he should receive directions from me, but so it fell out one the 30th of May last the one Smythes Hundred some difference fell betweene them and drunkenness wch of late hath bin to common stirring them farther to malice and blowes, so that Epps lett drive at Stalling with his sworde but scabbard and all, yett the blow was so forcible that he cleft him to the scull and next day he died thereon, this matter is not yett tryed in regard I have bin troubled with these businesses of Capt Argalls, in the meane he is Committed to the Provost Marshalls, and in his stead I have entreated Capt Graves an Antient officer of this Colmpa[n]y to take charge of the people and workes." (The Records of the London Company of Virginia, III, 121.)

Captain Thomas Graves was a member of the First Legislative Assembly in America and, with Mr. Walter Shelley, sat for Smythe's Hundred when they met at Jamestown, July 30, 1619. (Va. Maga. of History, II, 60, 70; Brown: Genesis of the United States, II, 904; Meade: Old Churches & Ministers & Families of Virginia, I, 130.)

"We have a few details relating to the appearance of this first Virginia Assembly. They sat with their hats on, as in the English Com-

Capt John Martin sworne & examined sayeth that about 4 yeeres agoe Mrs Elizabeth Smalley being in England was as shee said, set on by ye Company, to deliver a petition to the king agst Sr Samuel Arggoll to recover certain oxen of him wch hee had taken fro her in Virginia, hee the said Sr Samuel Arggoll did soe cleere himselfe that shee asked him forgiveness at my Lord of Warwicks house: And then afterwards Sr Samuel Arggoll told her that the said oxen were in Virginia & noe body could tell her better where they were then Capt. Tho: Graues then liueing in Virginia.

1. Portion of a document of record in the Public Record Office, London, England, entitled: "A Muster of the Inhabitants of the Eastern Shore, over the Baye, February 16, 1623. Capt. Thomas Graves, his Muster. Capt. Thomas Graves in the Mary and Margaret 1607," etc.

(Minutes of the Council and General Court of Colonial Virginia,  
132.) A court at James City 8th February 1627

Capt Francis West Esqr Governor &c., Doctor Pott Capt Mathewes  
psent  
Mr Secretary Capt Tucker Mr farar

It is ordered that Capt Thomas Graies shall have a Commission to  
Comaund the Plantation of Accawmacke.

(Minutes of the Council and General Court of Colonial Virginia,  
165.)

"By virtue of an Adventure of five and twentie pounds" Captain  
Thomas Graves received a patent for 200 acres of land, located in the  
Eastern Shore.

The document reads:

"To all to whome these psents shall come I John Pott Esqe Gou-  
vernur and Capt Generall of Virginia send greeting in or Lord God Ever-  
lasting Whereas by the orders and constitutions formerly made and ap-  
established for the affairs of this Colony it hath been ordered and ap-  
pointed that all devidents of lands any way due or belonging to any  
Adventurers or planters of what condition soever should be laid out and  
assigned to them according to the severall conditions in the same men-  
tioned Now know yee that I the said John Pott doo with the consent  
of the Councill of State Give and graunt unto Capt Thomas Graies  
an Antient planter and to his heires and assigns for ever by these psents  
two hundred acres of Land as his first dividend and on a second divi-  
sion to be augmented and doubled to him and his said heires and as-  
signes when hee or they shall sufficiently have peopled and planted the  
land situate and lying on the Eastern side of the shoare of the bay of  
Chesepeake and abutting Southerly on the Land of Capt Henry Fleete  
and thence extending Northerly along the bankes by the water side one  
hundred poles Westerly upon the said Bay and Easterly directly strik-  
ing into the maine Woods The said two hundred acres accruing by  
virtue of an Adventure of five and twentie pounds paid by the said  
Thomas Graves unto Sr Thomas Smith late Treasurer for the Com-  
pany of Virginia To have and to hold the said two hundred acres of  
land with the appurtenances and with his due share of all Mines and  
Mineralls there in contayned and with all rights and privileges of hunt-  
ing fishing fowling and others within the premises and upon the borders  
of the same to the sole and expresse use benefitt and behoofe of him the  
said Thomas Graves his heires and assigns for ever In as large and  
ample manner to all intents and purposes as is expressed in the said  
orders and Constitutions or by Consequence may justly bee Collected  
out of the same or out of his Majties Letters Patents whereon they are  
grounded Yeilding and paying for every fifty acres of land herein by  
these psents given and graunted yearly at the feast of St Michael  
the Archangell the fee rent of one shilling Provided alwaies that if  
the said Thomas Graies his heires or assigns doe not plante and seate  
upon the said lands within the time and course of three yeares now  
next ensuing the date hereof That then it shall and may be lawfull for  
any Adventurer or planter to make Choice of and seat upon the same  
In Witness whereof I the said John Pott have hereunto set my hand and  
the seale of the Colony the fourteenth day of March Anno Dom: one  
Thousand six hundred twentie and eight and in the fourth year of the  
reigne of or Sovereigne Lord King Charles of England &c and in the  
xxijth year of this Plantacon." (Patent Book No. 1, p. 72, Land  
Register's Office, Richmond, Virginia).



In the winter of 1629-1630, the question of furnishing adequate protection for the Colony, was again brought before the General Assembly, which took action as under:

The General Assembly holden the 24th March, Anno Domini 1629-30.

#### Act II.

Matter of Fortifications was again taken into consideration, and Capt. Samuel Mathewes was content to undertake the raising of a fort at Poynt Comfort, whereupon Capt. Robert Felgate, Capt. Thomas Purfury, Capt. Thomas Graies, Capt. John Utey, Capt. Tho. Wiloby, Mr. Tho. Heyrick, and Leut. Wm. Perry by full consent of the whole Assembly, were chosen to view the place, conclude what manner of fort shall be erected, and to compound and agree with the said Capt. Mathewes for the building, raising and finishing the same. And whatsoever bargain or contract the said committee shall make concerning the same, the whole Assembly are content to ratify and confirme and performe. (Hening, 1, 150).

"Captain Thomas Graves was Commissioner [Justice] for Accomac, 1629, and Burgess for the same in 1632." (Stanard: Virginia Land Patents, Va. Maga. of History, II, 70. See also Brown: Genesis of the United States).

Colonel William Claiborne, in his first expedition to Kent Island, Maryland, in 1631, took with him Thomas Savage, as interpreter, for which he paid him £1 16 shillings, August 12, 1631.

In November, 1631, Claiborne is recorded as purchasing from Captain Thomas Graves "2 lb of powder" for 5 shillings. (Maryland Historical Magazine, XXVIII, 32).

In the office of the Land Register are these two patents for land in Elizabeth City County, granted to Captain Thomas Graves and his son John Graves:

Capt. John West to Thomas Purifey, 100 acres, Nov. 28, 1635, Page 323. Eliz. City Co., adj. Thomas Oldis from John Neale. Due by assignment from Capt. Thos. Graves by order of court dated Feb. 29, 1631, same being due to sd. Graves as an ancient planter.

Patent Book No. 1.  
(Nugent: Cavaliers & Pioneers, Vol. 1, 36.)

Sir John Harvey to John Graves, 600 acres, August 9, 1637, Page 443. Elizabeth City County, adj. Capt. Adam Thorogood, about a pole to the E. of the dwelling house of Oliver Vanneck. Due by descent from his father, Thomas Graves, who trans. at his own costs himself, his wife, 2 sons and 8 persons: Katherine Graves, John and Thomas Graves, Jr., Henry Singleton, Thos. Edge, Robt. Phillips, Thos. Griggs, Thos. Phillips, Frances White, Wm. Symbee, Joane Packett.

Patent Book No. 1.

Feb. 9, 1635, Hannah Scarbrough, of Achawmacke, (Accomac) widow, sells to Captain Thomas Graves, Esq., one cow and calf.  
(Order Book No. 1, p. 30, Northampton Co., Va.)

"Captain Thomas Graves, Esq.," is recorded as being present as a Justice at a Court held for Accomac County, April 13, 1635, and at a Court held September 13, 1635, he was appointed a Vestryman of Hungar's Parish.

He attended a meeting of the Vestry held September 29, 1635, at which it was agreed to build a parsonage house upon the Glebe land by "Christyde."

The last reference to Captain Thomas Graves as living is in November, 1635, when he is mentioned as a witness to a deed from Ann Harmer, wife of Mr. Charles Harmer, to Robert Chapman, of Accomac. (Order Book No. 1, p. 2, Northampton Co., Va.)

At Accomac January Court, 1636, his name does not appear among those reported "present" or "absent."

He appears to have died at some date between November, 1635, when he witnessed the deed of Ann Harmer, and January, 1636, when the Accomac January Court was held, for under date of January 5, 1636, we find Anthony Willis suing Mrs. Graves:

January 5, 1636, Anthony Willis petitioned in Accomac Court against John Culpeper, servant to Mrs. Graves, for killing two hogs of said Willis which being examined and the depositions of John Hannaman and Robert Pistoll it is ordered that Mrs. Graves shall pay unto the said Willis one sowe of one year and one half old present payment, for default thereof said Culpeper to be whipped presently and have thirty lashes.

The meeting of the Vestry of Hungar's Parish held at Accomac, May 20, 1636, passed a resolution which reads:

Having taken into consideration the remote living of the members of this Parish from the Church. It is agreed that all such persons as live at the Old Plantation from the land of Mrs. Graves unto #

# the head of the sd Old Plantation Creeke that they shall # bodyes be buried on the part of the land of Wilm Blower where Wilm Berriman liveth and likewise that they give notice unto the Ministers and provide convenient means for their coming there to bury the dead wch whoever shall refuse such decent and Christian like burial that then they are to stand censure of the Vestry. # hiatus in record book.

(Records of Northampton County, Virginia, transcript in Virginia State Library, page 56.)

From the above we conclude that Captain Thomas Graves, when living resided at the Old Plantation, on the shores of Cheseapeake Bay, in what is now Northampton County, Virginia.

Besides his sons, John and Thomas, he had at least one other son, Francis Graves, who was born in Virginia.

These references to Francis Graves are to be found among the records of Northampton County, Virginia:

"Court held at Accomac 6th day of May, Anno Domini 1639. Received by me Henry Penington the some of one hundred pounds of tobacco and a cowe calf for the use of Francis Graves that is in full satisfaction for a parcel of land Henry Wilson bought that did belong unto Francis Graves, the cowe calf and the tobacco being paid by Alice Wilson, widowe, and received the twenty eight day of December, 1638. I say received by me.

Henry Penington.

Witness: William Berryman."

(Order Book No. 1, p. 140, Northampton County, Virginia.)

Att A Monthly Cot. holden att Northampton the 28th day of November Anno. 1642

|                                      |   |
|--------------------------------------|---|
| Argoll Yardley Esqre. Commander gnt. | } |
| Mr: Obediencie Robins                |   |
| Capt: William Stone                  |   |
| Mr: John Neale                       |   |
| Capt: William Roe                    |   |
| Mr: Philip Taylor.                   |   |
| Mr: John Wilkins                     |   |
| Mr: Edward Douglas                   |   |
| Mr: Stephan Charlton                 |   |



A Certif gted. unto Fra: Graves Orphant of Capt. Tho: Graves deceased

Rich. Camhoe  
Capt Tho: Graves  
Mrs. Frances Jefford

William Deacon  
Rich: Cox

No further reference to Francis Graves, Sr., has been found of record in Northampton County. He may have first removed to Elizabeth City County, where, as we have seen, his father and his brother, John, received patents for land, but owing to the loss of the greater part of the records of that county, nothing definite can be ascertained. The next reference to him that has been found, is under date of 1672, when he received a patent for land in Rappahannock County:

To all &c. Whereas &c. Now know yee that I the said Sr William Berkeley Knt &c. Do give and graunt to Francis Graves 714 Acres of Land in the County of Rappah on the So side the River part on the branch of Gilsons Creeke and part in Hodgkins [Hoskins] Creeke which land boundeth as followeth beginning at Mr Beverleys Corner White Oake near Button bridge [Button Range] running thence E. by S. 48 pole thence S. E. by S. 500 pole over the new Road to a poplar in a branch of Hodgkins [Hoskins] his Creeke thence So. W. by W. 320 pole to the branches of Gilsons Creeke and thence from a Corner N. E. by E. downe by, in and along the Swamp to button bridge [Button Range] thence Southerly 20 pole where it first began, bounded on all sides, which land is due by and for the transportation of fifteen persons into the Colony whose names are under this Patent. To have and to hold &c

Dated the Xth of October 1672 Ao Car. 2nd.

John Oldis Sarah Warner Thomas Hill Henry Milby  
Tho. Knott John Miles Mathew Lewis Judith Abbott  
Tho. Ichady John Cooper Jno. Luke Nich. Deprize  
Peter Dyos John Dearing Robert Young

(State Land Office, Richmond, Patent Book No. 6, p. 443).

It is not known positively that Francis Graves, Sr., settled in Rappahannock County at the date this patent was issued to him, but he certainly was living there in 1674, as on July 11th of that year he is recorded as a witness to a deed from Robert Moss to John Wood.

(Record Book 1671-1676, Rappahannock Co., p. 237).  
He may or may not have been a married man in 1672, but, if married, there is no surviving record to show it. We do know, however, that by November 28, 1678, he had married a widow Jane Maguffey, or Davenport as the following will show:

Know all men by these presents that whereas I Francis Graves of Rappa County in Virginia, did make a verbal promise to my now wife Jane before marriage to confer the gift of two heifers & a calf to her three Children Doe therefore hereby (for the love and affection I have and beare unto the said Children John & Jane Moguffey and Elizabeth Davenport) freely give & grant to the said John a certain heiffer calf Rose marked with two Crops & a hole in the Right eare And to the said Jane a certaine heiffer called nancy marked with two crops in both eares & swallow forked in both eares and to the said Elizabeth a cow calfe called tidy marked with a Slit in each eare, to them the said John Jane & Elizabeth with the increase of the same (the male only excepted) & to their heires & assigns forever, & I do warrant the

same to be free from the Clayme of any person whatsoever, as Witness my hand & Seal this 28th of Novembr 1678

Francis Graves Seale

Test:

Phi. Pendleton

her

Mary E Butcher

mark

(Record Book 1677-82, p. 200.)

It is possible that his wife, Jane, had been married only once previously and to Maguffey, and that the daughter Elizabeth, had married a Davenport.

Francis Graves, Sr., and his wife, Jane, had at least three children: Francis Graves, Jr., Richard Graves and Thomas Graves. Of the above children, Thomas died ca. 1742, as in O. B. 13, p. 123, under date of Feb. 15, 1742/43, upon the petition of John Graves, administration is granted him on the estate of Thomas Graves, deceased. Thomas Coleman goes security on his administrator's bond. William Upshaw, John Garnett, James Reynolds and William Reynolds or any three of them are ordered to appraise the estate, etc. (W. B. 6, p. 418). The inventory and appraisement of the estate of Thomas Graves, deceased, is returned and recorded March 15, 1742/43, by William Upshaw, John Garnett, and William Rennolds according to the order issued Feb. 15, 1742/43. (W. B. 6, p. 425). The final settlement of the estate took place July 16, 1745. (W. B. 7, p. 344). In this final accounting payments are recorded to Richard and Francis Graves, who may have been sons of Thomas.

As regards Richard Graves, son of Francis Graves, Sr., of Essex Co., O. B. 1708-1714, pp. 608-609, shows that on September 19, 1714, Richard Graves was living out of Essex County.

He may have been the Richard Graves\* whose will was probated in Craven Precinct, North Carolina, at September Court, 1730. (Grimes: Abstracts of North Carolina Wills, 140, and photostat of original will in the possession of the writer.)

In his will, which is dated April 11, 1730, Richard Graves makes bequests to his wife, Hannah, daughter, Mary Graves, son, Thomas Graves, son-in-law, Farnifold Green, James Green, and his (Richard Graves's) nephews, Richard and Francis Graves, "sons of my brother Thomas Graves, in Virginia." It seems probable that this is Richard Graves, son of Francis Graves, Sr., of Essex County, Virginia.

The date of death of Francis Graves, Sr., is not known. He certainly was dead by August 5, 1691, when his widow is mentioned in a document of record in Rappahannock County:

To the Sheriff of Rappa County or his Depy these  
Whereas divers complaints are made to this court that several runaway negro and mulatto slaves are in company together and have and still continue to do great mischief to the inhabitants of the southside of this county near or about the plantation of the widow Graves in the neck of land between Hoskins & Gilsons pocoson and in divers other places in this county we do therefore order and require you (in pursuance of the 16th act of Assembly held at James City April 16, 1691) that forthwith upon sight hereof (within your county) you will search and cause diligent search to be made after such negroes and other slaves offend-

\*Richard Graves was at various times a Justice of the General Court, Representative from Craven Precinct and Treasurer of the same, etc. (See Colonial Records of North Carolina.)

ing as aforesaid and them to apprehend and safely convey to their respective masters as the law of this colony in that case directs. August 5, 1691.

(Order Book, Rappahannock County, 1686-92, p. 301.)

True to the traditions of Virginia widows, we find that in 1694, the widow of Francis Graves, Sr., had remarried to one John Doughty, a planter of Essex County, as we learn from this deed of gift:

Be it known unto all men by these presents that I John Doughty of Essex County Planter by reason of an intermarriage between me and the widow Graves do give unto the three children of Francis Graves namely Francis Richard and Thomas Graves as followeth Item one Cow named Gowlden Locks with her female encrease marked with two Crops two underkeels and a nick in each underkeel, unto my son-in-law [step-son] Francis Graves and his heirs.

Item I give unto my other son-in-law [step-son] Richard Graves one cow named Good luck marked with two half spades taken at the upper side of the ear her and her female encrease forever

Item I give unto Thomas Graves one Cow Calfe called Merygold marked two Crops and a hole in the left Ear her and her female encrease forever as Witness my hand this twenty second day of May 1694

Test Chas. Rodes  
his John D. Doughty  
mark

John x Maguffey

Acknowledged in Court June 11, 1694.

(D. & W. Book 6, p. 296).

Of the three children of Francis Graves, Sr., and Jane, his wife, (Francis, Richard and Thomas Graves), we shall attempt to trace the descendants of but one, Francis Graves, Jr.

He was born probably in Rappahannock County, but surviving records do not disclose the date. From his will, we learn that his wife was Ann, but her maiden name has not been ascertained.

The records of Essex County furnish the following information concerning him:

On March 10, 1704, a presentment against him for not making Indian corn is dismissed, he being a tradesman. (O. B. 1703-1708, p. 69).

October 4, 1706, James Gouge, of Essex County, deeds to Francis Graves, of the same county, 124 acres of land in Essex County. (D. B. 12, p. 310).

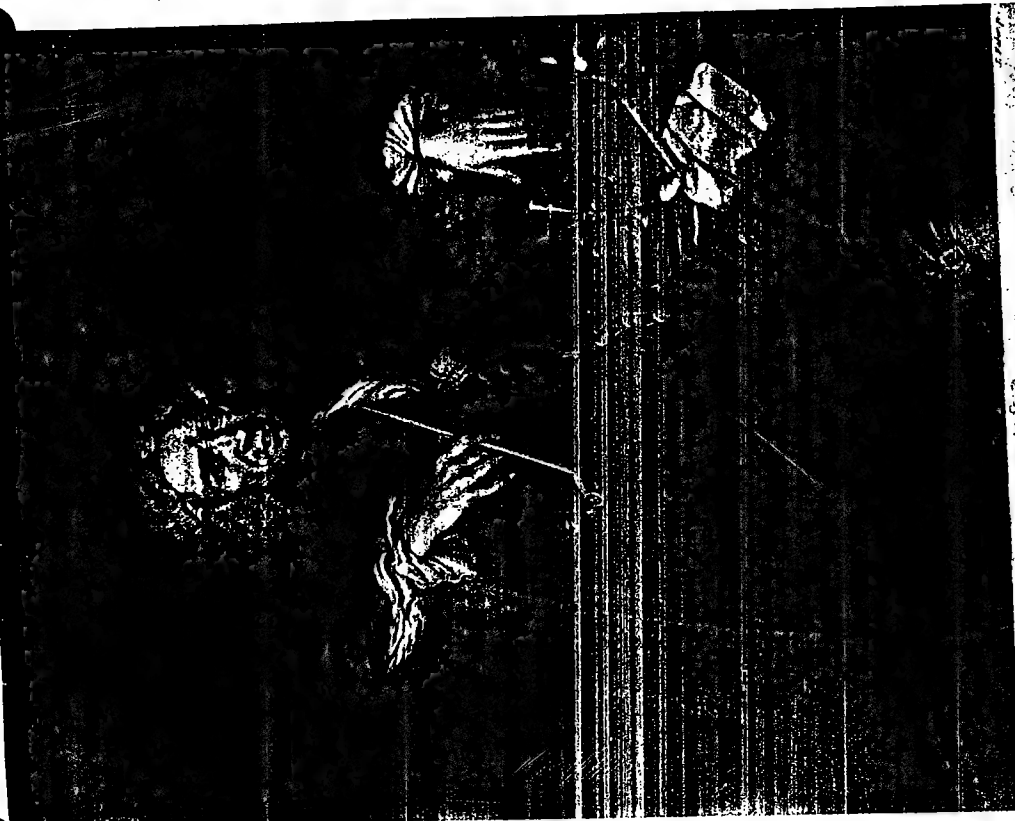
September 8, 1707, Francis Graves, of South Farnham Parish, Essex County, conveys to George Lloyd, of St. Ann's Parish, Essex County, 125 acres of land in Essex County, adjoining land of said Lloyd, John Graves and others. (W. & D. B. 13, p. 248).

He is recorded as a witness to a power of attorney of John Whiteside, of Liverpool, England, dated October 20, 1707. (D. & W. B. 13, p. 122.)

October 11, 1708, he (with Jane Saunders and Thomas Munday) goes on the bond of Jane Saunders as administratrix of her deceased husband, Thomas Saunders. (Book 13, 1707-1711, p. 159).

September 8, 1709, as a resident of South Farnham Parish, Essex County, he sells to George Lloyd, of the same county, 120 acres of land in Essex County, adjoining John Graves. (D. & W. B. 13, p. 248).

He is sued September 19, 1714, by Roger Shackelford for the payment of sixteen pounds due on a protested bill of exchange (which had



Rebould the Man, who when a gloomy Band  
Of vile Excisemen threaten'd all the Land,  
Help'd to deliver from their Harpy-Gripe  
The chearfull Bottle and the social Pipe.

BENJAMIN BRADLY

From a mezzotint in the possession of William M. Sweeny, engraved by John Faber after the painting by Arthur Pond.

O rare BEN BRADLY may for This the Bowl.  
Still unexcis'd, rejoice thy honest Soul!  
May still the Best in Christendom, for This.  
Heave to thy Stopper and compleat thy Bliss.  
The chearfull Bottle and the social Pipe.

The best in Christendom without Excise.

Published the 22 of April 1737

been endorsed by Francis), for twenty-eight pounds, drawn about the year 1708, by his brother, Richard Graves, on Benjamin Brady, the celebrated London merchant, who had extensive dealings with the Virginia planters. (O. B. 1708-1714, pp. 608-609).

August 16, 1726, he purchases from Richard Coleman, fifty acres of land in Essex County. (D. & W. B. 18, p. 213).

December 9, 1730, he is a witness to the will of Thomas Hipkins, of Essex County. (W. B. 5, p. 50).

March 4, 1736/37, he witnesses a deed from Andrew Phillips and wife, Sarah, of Essex County, to John Satterwhite, of King & Queen County, conveying 100 acres of land in Essex County. (D. B. 21, pp. 285-286).

As the inventory and appraisement of his estate (November 12, 1745) mentions, among other items, "A Sett of Troopers Armes," it seems probable that Francis Graves was a soldier of the Colonial militia. (W. B. 8, p. 121).

His son, William Graves, was a soldier in Captain John Latane's Company of Essex County Militia, in 1757. (D. B. 27, p. 308).

The will of Francis Graves, Jr., dated June 25, 1746, was entered for probate in Essex Court, October 18, 1748. He makes bequests to his wife, Ann Graves, and to six children: Jane Graves, Ann Graves, Clara Higginbotham [Clara Higginbotham], Elizabeth Graves, Mary Graves and William Graves. (W. B. 8, pp. 90-91).

The following deeds are of record in the name of his son, William Graves:

July 7, 1750. William Graves, of Caroline County, to John Satterwhite, of the same county. Conveys the plantation that Francis Graves decd., and the sd. William Graves formerly lived on claiming a just quantity of 250 acres of land with ten acres adjoining thereunto that the said Graves lately purchased of James Rennolds, the above 260 acres being in the counties of Essex and Caroline. (D. B. 27, p. 135).  
March 16, 1756. William Graves & Dorothy, his wife, of Caroline Co., to John Satterwhite, of the same county. Conveys 250 acres of land being the land and plantation that Francis Graves, decd. & the sd. William Graves formerly lived purchased of James Rennolds. (D. B. 27, p. 195).

Clara (Graves) Higginbotham was the wife of Captain Aaron Higginbotham, Sr.,\* who lived in that part of Goochland County which later became Albemarle County, and still later, Amherst County, where he died in 1785.

Aaron, Sr., and Clara (Graves) Higginbotham had six children, two sons and four daughters.

Their eldest daughter, Frances Graves Higginbotham, married her cousin, Lieut. Joseph Higginbotham Morrison, who had served in the War of the Revolution as Lieutenant in Captain Samuel Higginbotham's (his uncle's) Company, of Amherst County, Virginia, Militia.

Joseph Higginbotham and Frances Graves (Higginbotham) Morrison had seven children, three sons and four daughters.

In 1791, Joseph H. Morrison removed with his family from Amherst County, Virginia, to Elbert County, Georgia.

Their second daughter, Mary Dandridge Morrison, (1784-1839), married in Elbert County, Georgia, in 1805, James Reagan, Jr. (1780-1855).

\*The descendants of their son, Captain Aaron Higginbotham, Jr., are very numerous and comprise many men of prominence, among others, Dr. George Tully Vaughan, an eminent surgeon of Washington, D. C., and the late Judge Henry Constantine Shields, of Howard County, Missouri.

## WILLIAM AND MARY QUARTERLY

James Reagan, Jr., and Mary Dandridge (Morrison) Reagan had eleven children, seven sons and four daughters, of whom their eighth child Francis Washington Reagan, M. D. (1821-1865), married, in 1845, Sarah Cecilia Refo (1826-1910).  
 Their only child, Eugenia Octavia Reagan, (1846-1923), married, in 1867, General Thomas W. Sweeney, U. S. A. (1820-1892).  
 They had two children: Thomas Francis Sweeney and William Montgomery Sweeney.

William Montgomery Sweeney, eighth in descent from Captain Thomas Graves, married, in Elbert County, Georgia, in 1928, Mrs. Lenora Elizabeth (Higginbotham) Macfarlane, of Bedford County, Virginia, also eighth in descent from Captain Aaron Higginbotham, Sr., great, great, great, granddaughter of Captain Amherst County, Virginia, and Clara (Graves) Higginbotham, of Amherst County, Virginia.

Notes—The writer is indebted to Mrs. P. W. Hiden, Newport News, Virginia, through whose able and painstaking research it was possible to establish the Graves-Higginbotham connection.

For an account of the Higginbotham Family, see Higginbotham Family of Virginia, in William & Mary Quarterly Historical Magazine, XXVI, 3, 4; XXVII, 1, 2, 4.

# LIST OF PENSIONERS IN VIRGINIA FOR THE YEAR 1786

Contributed by W. S. Morton.

| <i>Names</i>                               | <i>Age</i> | <i>Rank</i> | <i>Corps</i>         | <i>Allowance</i> |
|--|------------|-------------|----------------------|------------------|
| William Atkinson                           | 27         | Private     | Lee's Legion         | 12 lbs.          |
| Mary Armstrong, widow of James, Nansemond  | 28         | Serjt.      | 3rd. Reg.            | 15               |
| John Akin                                  | 35         | Priv.       | Bufo's Det'mt.       | 18               |
| Edmund Absolum,                            | 45         | "           | 15th. Reg.           | 18               |
| Robert Beckham,                            | 30         | "           | 12th. Reg.           | 18               |
| Robert Burchett,                           | 36         | "           | 1st. Reg.            | 18               |
| William Bradley,                           | 30         | Serg.       | 7th. Reg.            | 18               |
| Thomas Booth,                              | 32         | Priv.       | 5th. Reg.            | 6                |
| William Barret                             | 26         | Capt.       | 3rd. Dragoons.       | 90               |
| Walker Baylor,                             | 33         | Capt.       | 3rd. Dragoons.       | 45               |
| Mary Butler, widow of James, Spottsylvania | 27         | Priv.       | 3rd. Dragoons.       | 48               |
| John Chew, Jr.                             | 37         | Lieut.      | Militia.             | 18               |
| John Consoler,                             | 27         | Priv.       | Bufo's Det'mt.       | 8                |
| Mary Carver, widow of John, Hampshire      | 37         | "           | 8th. Reg.            | 12               |
| John Coffey,                               | 23         | "           | 11th. Reg.           | 12               |
| James Chambers,                            | 30         | "           | Bufo Detach'mt.      | 18               |
| Francis Combs,                             | 24         | "           | 10th. Reg.           | 15               |
| John Caldwell,                             | 43         | "           | Militia              | 12               |
| Archibald Compton                          | 30         | "           | 2nd. Reg.            | 12               |
| John Corbett,                              | 35         | "           | Invalid Corps.       | 6                |
| William Commack,                           | 30         | "           | Campbell's D't'm't.  | 6                |
| Eve Clark, widow of John,                  | 27         | "           | 15th. Reg.           | 12               |
| Judith Davis, widow of William,            | 35         | "           | 13th. Reg.           | 12               |
| Abraham Davis,                             | 40         | "           | Bufo's Det'mt.       | 15               |
| Thompson Davis,                            | 30         | "           | 3rd. Reg. Dragoons.  | 6                |
| Charles Davis,                             | 27         | "           | 1st. Reg.            | 10               |
| Elienor Develin, widow, of Henry,          | 25         | "           | 12th. Inf.           | 18               |
| William Dickinson,                         | 25         | "           | 6th.                 | 8                |
| James Durham,                              | 25         | Private     | 1st.                 | 12               |
| Elijah Estes,                              | 25         | Priv.       | 6th                  | 15               |
| Elizabeth Edwards, Widow of William        | 32         | Serg.       | 15th. Reg.           | 18               |
| Hannah Gregory, Widow of Charles,          | 46         | Col.        | 14th. Reg.           | 100              |
| John Green,                                | 30         | Priv.       | 6th.                 | 15               |
| Martin Griffin,                            | 32         | Priv.       | 12th.                | 12               |
| Margaret Gamble, widow of James            | 30         | "           | 1st.                 | 8                |
| Mary Halbert, Widow of Richard             | 32         | Serg.       | Militia.             | 18               |
| John Hughes,                               | 30         | Capt.       | Harrison's R'g. Art. | 144              |
| Benjamin Holmes,                           | 30         | Serg.       | 2nd. Reg. Inf.       | 18               |
| William Hubbard                            | 23         | Priv.       | 1st                  | 10               |
| James Hamilton,                            | 25         | Priv.       | Militia.             | 12               |
| Sarah Howard, Widow of Ignatius,           | 23         | "           | Arbuckle's Co.       | 6                |
| Ann Hargrave, Widow of Michael             | 25         | "           | 4th. Reg.            | 5                |
| Bartlet Hawkins,                           | 26         | Lieut.      | 3rd Dragoons.        | 40               |
| George Hite.                               | 30         | Priv.       | 1st                  | 8                |
| Silby Rillion, widow of John,              | 30         | Priv.       | 3rd Inf.             | 18               |
| William Hogan.                             | 30         | "           | Bufo Det't.          | 18               |
| Samuel Hunt                                | 30         | "           | 2nd. Reg.            | 12               |
| Mary Ann Jolly, Widow of Joseph,           | 30         | "           | 1st. Reg.            | 15               |
| Harrison Jones                             | 34         | "           | Militia              | 8                |
| Margaret Kremer, Widow of Michael,         | 34         | "           | 10th. Reg.           | 8                |
| Martha Lewis, Widow of Joseph,             | 34         | "           | Heth Det'h't.        | 150              |
| Isabella Mercer, Widow of Hugh,            | 30         | B. Gen'l    | 2nd. Reg.            | 18               |
| John Morgan,                               | 30         | Priv.       | Militia              | 8                |
| Blanks Moody,                              | 30         | "           | "                    | 8                |

SC GEN 7225

.V 94

1982

1729 Sucks

↓ Sucks - Chester, Phila

↓ [Lancaster  
York]

Bartolotta, Va.

# VIRGINIA

## Will Records

① Lutheran reform records

From The Virginia Magazine of History and Biography,  
the William and Mary College Quarterly,  
and Tyler's Quarterly

HIGGIN BOTHAM

NEED P. 605

Indexed by Judith McGhan

Baltimore

GENEALOGICAL PUBLISHING CO., INC.

1982

WILL OF AN EARLY SETTLER OF THE BARBADOES<sup>1</sup>  
Contributed by Mrs. LILLIAN BROWN (HIGGINBOTHAM) KASEHAGEN.

The will of John Higginbotham, of the Barbadoes, and Salford, Lancaster, England, here presented, was copied, Sept. 19, 1935, from the original in the Probate Registry, Cheshire, England, by the contributor's sister, now (1944) the widow of Major the Honorable Frederick Carpenter-Holland-Griffith, late of the Com-naught Rangers, of Carreglwyd, Anglesey, and Biddlenham Close, Bedford, England, whose second wife was a descendant of the English branch of Higginbothams. Many portraits of the English Higginbothams are now preserved at Biddlenham Close.

John Higginbotham, the testator of the following will, was a Captain in the Barbadoes who for business reasons returned to England. His father was Lt. Col. John Higginbotham, of the Parish of St. Philip, Island of Barbadoes, a wealthy and influential planter, whose will was entered for probate in the Barbadoes, Nov. 27, 1673. Lt. Col. John Higginbotham's father Anthony Higginbotham, of Cheshire, England, was a son of Nicholas Higginbotham, of Cheshire.

Capt. John Higginbotham, of the Barbadoes, and Salford, Lancaster, England, names in his will (dated Sept. 4, 1713; proved Oct. 23, 1714; see below) a son Charles Higginbotham. This Charles Higginbotham lived in the Barbadoes and his will dated Aug. 17, 1732, proved in the Barbadoes May 20, 1734, names wife Ann, sons Cleaver Higginbotham and John Higginbotham; granddaughters Ann Reddin, Hepzibah Higginbotham and Ann Higginbotham. Mrs. Ann Higginbotham (widow of Charles Higginbotham) in her will dated Mar. 29, 1740; proved in the Barbadoes, Aug. 28, 1740, names her sons John Higginbotham, Charles Higginbotham, Thomas Higginbotham, Joseph Higginbotham and Cleaver Higginbotham; grandson John Reddin [Reddin]; granddaughter Ann Reddin [Reddin].

John Higginbotham (son of Charles and Ann Higginbotham, of the Barbadoes whose wills have just been referred to) was also named as a legatee in the will

<sup>1</sup>Some years ago the *Virginia Magazine of History and Biography* carried regularly a section entitled "Gleanings from English Wills." It was the purpose of that section to carry material at least suggestive of the English origins of Virginia families. Positive identification of Virginia immigrants could not always be made; but it was thought worth while to publish the "Gleanings," with notes in hope that at some later day positive identification could be made by means of the discovery of other items. With the same object in view the Magazine now gives space to the Higginbotham Wills, and now, so kindly contributed by Mrs. Kasehagen. We do not accept this case of identification as positively proved; though we do think that the circumstantial evidence presented is both interesting and illuminating and should be thus permanently recorded. This is done with full knowledge of a certain item which indicates a different "origin" for the Virginia Higginbothams. In 26 *W. Williams and Mary Quarterly, First Series*, p. 208, a footnote appears giving this item "From the Bible record of Tirzah (Higginbotham) London (1783-1841)." Tirzah London was a daughter of John Higginbotham who came from Ireland when he was nine years old with his father and mother and several other children. This record is in possession of Miss Fannie Cabell Dwyer granddaughter of Tirzah London, Amburst Court House, Virginia. The problem is of course to reconcile the circumstantial evidence here presented by Mrs. Kasehagen with the statement in Mrs. Tirzah (Higginbotham) London's family Bible. This we will have to leave to Higginbotham family historians—Editor.

of his grandfather, Capt. John Higginbotham (see below), and the *Boston Massachusetts Registry Dept., Report 29*, page 238 gives this record:

July 11. { "Vesels" Entered in the month of July 1716  
Benje Evans ye sloop Betty from Barbadoes  
John Higginbotham a Planter"

Thus it is that we find John Higginbotham (born 1695 in the Parish of St. Philip, Barbadoes), evidently at the time he received the legacy directed by the will of his grandfather, leaving the Barbadoes and arriving in Boston. We also find that Doctor Charles Higginbotham (born in the Parish of St. Philip, Barbadoes, in 1696; a younger brother of John Higginbotham who landed in Boston, July 1716) was a resident of Rhode Island in 1724.

It seems most probable that the John Higginbotham who went to Boston from Barbadoes in 1716 was the John Higginbotham (who having married Frances Riley) came to Virginia where he died sometime between 1741 and 1744, leaving several sons and daughters from whom the Higginbothams and their connections in Virginia and the South are descended.<sup>2</sup>

We think that our identification of John Higginbotham, of Virginia, (who died between 1741 and 1744) with John Higginbotham, the son of Charles and Ann Higginbotham, of the Barbadoes, and grandson of Capt. John Higginbotham, of the Barbadoes and Salford, Lancaster, England (whose will is given below) is strengthened by the following fact:

In an old trunk of papers belonging to Col. James Higginbotham (born Dec. 25, 1729; died Mar. 14, 1813) of "Tuscar" Amherst County, Virginia (son of John and Frances [Riley] Higginbotham) was found a book entitled *Action upon the Case for SLANDER &c. by W. Sheppard Esq., London 1662*, on the fly leaf of which appears part of the signature of a Nicholas Higginbotham in what has been identified as seventeenth century handwriting. On another page of this same book appears the entry "Joseph Higginbotham died April 17th, 1742." This Joseph Higginbotham, seems most probably to have been Joseph, son of Charles and Ann Higginbotham, of the Barbadoes, and a younger brother of John Higginbotham, of the Barbadoes, Boston, Massachusetts, and at last of Virginia.<sup>3</sup>

Last Will, or JOHN HIGGINBOTHAM, Sr., of Salford, Lancaster, Merchant. Proved 23rd October 1714; Henricus Bancroft, Carolus Alexander, Jacobus Taylor, Gulielmus Oates, Executors: Testimoni morali fidem fecit de cu mon juris format con me. Tho: Wainwright.

In the name of God Amen. I, John Higginbotham of Salford in the County of Lancaster, Merchant, being weak and infirm but through mercy of good and perfect memory do make, publish and declare my Last Will and Testament in manner following:

<sup>2</sup>For an account of the descendants of John and Frances (Riley) Higginbotham see "The Higginbotham Family" in 26 *W. Williams and Mary Quarterly, First Series*, pp. 208 et seq.; pp. 265 et seq., and 27 *Ibid.*, pp. 45 et seq.; 123 et seq.; and 294 et seq., by William Montgomery Sweeney; and 11 *W. Williams and Mary Quarterly, Second Series*, pp. 29 et seq., by Mrs. Sweeney. \*

<sup>3</sup>Mrs. Lillian Brown (Higginbotham) Kasehagen (who contributes to the Magazine the will of Capt. John Higginbotham, with the note), and her sisters Mrs. Frederick Carpenter-Holland-Griffith (nee Rosamund Higginbotham) and Mrs. William Montgomery Sweeney (nee Lenora Higginbotham) are descendants of

\*For the article by Mrs. Sweeney see *Virginia Land Records* (Baltimore: Genealogical Publishing Co., Inc., 1982), pp. 6-16.



Col. James Higginbotham (1729-1813), of "Turkey" Anherst County, who was a son of John and Frances (Riley) Higginbotham—Editor.

And First—I Will that the charges of my Burial and my just debts (if any shall be owing by me at time of my death) shall be duly paid of my Estate leaving the expenses of my Burial the discretion of my Executors herein after named with this advice only that the same be decent but not extravagant.

Item—I give unto my beloved wife Anne Higginbotham, One Thousand Pounds, one standing bed, one feather bed, one bolster, two pillows, two pair sheets, one pair Blankets, one Vasegon quilt, with hangings and all other usual furniture for a bedr. all to be taken out of my goods as her own then also I give and bequeath unto my said wife 6 bower bound with blue and usually standing in the chamber where I lodge. One looking glasse, one small table likewise I give unto her one wooden chest used for putting cloaths, four pewter dishes, one dozen pewter plates, Two table cloaths, one dozen napkins, one half dozen towelle and to be used by my wife as aforesaid. And I Will that all the said goods shall be delivered to my said wife upon her first demand thereafter my decease and further give and bequeath and appoint unto my said wife the sum of Twenty Pounds to be paid in the manner following: That is to say I Will that mine Executors or some of them shall pay my said wife within 20 days after my decease the sum of six pounds then and thence forwards continue so long as she shall like and the Allowance for my said wife in manner aforesaid. I will appoint and declare in full satisfaction of Power and all claymes whatsoever which she would or might have in my Estate or any part Thereof upon any pretense whatever.

Item—I give and bequeath unto my son, Charles Higginbotham of and in the Barbadoes the sum of Twenty Pounds and during his lifetime to be paid by two Small portions in said year according as by my letters I have heretofore given him to ordere to draw Bills. And I will that such his Bills as may or shall come after my death be duly paid by mine Executors same not regarding Twenty Pounds Sterling in said year aforesaid but if Son Charles Higginbotham shall desire and choose to have and retain Two Hundred Pounds in one entire payment rather than these yearly payments sums of Twenty Pounds after my decease and accept of Two Hundred Pounds in lieu or instead thereof then for his satisfaction through and also for easing mine Executors from the trouble of returning the yearly payments I give and bequeath unto him my sd. son Charles Higginbotham the sum of Two Hundred Pounds. And I Will order that mine Executors some short time after my death notify and advise sd. Son Charles Higginbotham that he may draw Bills of Exchange upon them being accepted and paid shall fully absolve thereof discharge to mine Executors of and from this said annuity or yearly payment (which I intend only to continue until my son accept the said Two Hundred Pounds) and also for said Two Hundred Pounds. And I give unto my sd. Son Charles Higginbotham no more than the said annuity and said Two Hundred Pounds in lieu and instead thereof having heretofore given to and paid for him largely. But I give and bequeath unto my seven Grandsons and one Granddaughter, children of my sd. Son Charles Higginbotham namely, John, Charles, Thomas, William, Joseph, Benjamin, Clever and Millicent each of them to receive One Hundred Pounds Sterling to be paid them respectively as they shall attain the age of one and twenty years. And I do further Will Order and Appoint that the Interest and improvement of the said sums of money given to my Grandchildren so soon any can be made thereof shall be employed for and towards the Maintenance and Education of my said Grandchildren until they

or such of them as shall live to the aforesaid age in such case I Appoint what is given to such of them as shall be underage aforesaid or younger child or children as my sd. Son Charles Higginbotham hath or hereafter may have and for want of such to goe and be equally divided unto and amongst the survivors to and of those above named: John, Charles, Thomas, William, Joseph, Benjamin, Clever, Millicent. And whereas the distance is great betwixt the said Islands of the Barbadoes and this place and some of my said Grandchildren very young and the Interest of money there being almost double to what it is here and it being reasonable to think mine Executor may desire to be quit of this troublesome conversion will allow from which consideration I take to be fit accordingly do hereby Will and Appoint that this Eight Hundred Pounds Sterling herein I give as aforesaid to my said Grandchildren shall be paid by mine Executor within the space of one year right after my decease into their hands or Order of my said Son Charles Higginbotham or if he be dead then to the order of his Executor or some other person or persons as shall have the Guardianship or Management of my said Grandchildren to be Improved, Employed, disposed and paid to and for their several ages in manner aforesaid. And that I request that mine Executor will not fail giving notice by the first opportunity after my decease to my sd. Son Charles Higginbotham if living or if dead to his Executor or such other person or persons interested with or for my said Grandchildren of this my Gift. And hereby will to them and give leave and advise to draw Bills for the said Eight Hundred Pounds upon the said Executors with caution of allowing sufficient time because most of the sum will be in from such persons as are indebted to me which cannot always be done on a suddain. And I Will that such Bill or Bills as charged by such person or persons as aforesaid shall at all time be a full Acquittance, Release and Discharge to my said Executors and under Specific duty of their respective Executor and Administration against all and every claim Demands and of my said Grandchildren or any of them or other person or persons for or on their behalf of them or every one of them.

Item—I give and appoint unto my daughter, Millicent Alexander, Widow, the use of Four Hundred Pounds to be mine Executor kept continued at Interest and the said Interest to be paid and delivered into her hands and to so continue as long as my daughter shall live solo and not remarry. And I give and appoint the said Four Hundred Pounds at the decease of my daughter Millicent Alexander or her marriage again whether shall first happen unto or equally her four young children, Charles, Joseph, Millicent, Mary Alexander at their respective ages one and twenty. And I Will, Give and Appoint that the interest of the said Four Hundred Pounds after the marriage or decease of my said daughter Millicent shall be equally divided between Charles and Joseph Alexander, Mary and Millicent Alexander my Grandchildren. And if any of them shall depart this life before he or she attains full age of one and twenty years then the part of him or her or them so dying shall go to be divided equally amongst the survivors, share and share alike.

Item—I give and appoint this Interest of Four Hundred Pounds unto the sole use of my daughter Beulah Higginbotham for and during the term of her natural life and Will and Order mine Executors to pay the same unto my daughter Beulah Higginbotham. And I declare it is my Mind and Will that my Son-in-law Henry Higginbotham shall not have or employ the said Interest of the said Four Hundred Pounds unless it is for the sole and separate use of my said daughter Beulah Higginbotham and that no part allowed in any wise my son-in-law Henry Hig-



botham to grant or assign or any other disposal but shall govern or be paid into and for the sole and separate use of my said daughter Beulah Higinbotham. And if my daughter Beulah Higinbotham shall leave no children I Will and Appoint the last mentioned Four Hundred Pounds to be divided amongst the children of my daughter Elizabeth Bancroft or so many of them as shall be living.

Item—I Will, Give and Appoint unto my daughter, Elizabeth Bancroft the Interest of Four Hundred Pounds Sterling so long as my said daughter Elizabeth Bancroft shall live and after her decease I Will that the said Four Hundred Pounds shall go and be equally divided unto and amongst her sons and daughters namely: Benjamin, Thomas, Mary, Elizabeth, Anne Bancroft share and share alike and if any dye before attaining one and twenty years. And for want of such amongst my last named Grandchildren I Give and bequeath unto Charles and Joseph Alexander and to my Granddaughters Millicent and Mary Alexander four of the children of my daughter Millicent and to such of them four Two Hundred Pounds to be paid severally as they attain the age of one and twenty years and in the meantime the yearly Interest and Improvement of the said money to go for their Maintenance and Education as their Mother and mine Executors shall think fitt.

Item—I Give, Will and bequeath my grandsons Benjamin and Thomas Bancroft, my granddaughters Mary, Elizabeth and Anne of my before mentioned daughter Two Hundred Pounds Sterling each to be paid to them respectively as they reach the age of one and twenty years. In the meantime the yearly Interest and Improvement thereof I Will and Appoint to go for their Maintenance and Education in such a maner aforesaid and Mother of either Executor shall decide and shall be their keep until their respective legacies do fall or become due and are actually paid.

I Will and bequeath Executors Twenty Pounds Sterling each and all the remainder of the Estate Whatsoever besides and what shall be over and above when before and through my Will or Otherwise be over what mentioned before through and in my Will I Order and Appoint to be equally divided amongst my Grandchildren the sons and daughters of my said daughters Millicent Alexander, Beulah Higinbotham and Elizabeth Bancroft which shall be living at the time of my decease and shall share and share alike provided Always Annuities to my said wife and my son Charles Higinbotham respectively and all the legacies to my Grandchildren, sons and daughters of my Son Charles Higinbotham namely: John, Charles, Thomas, William, Joseph, Benjamin, Clever, Millicent.—Also leaving to my son Charles Higinbotham the liberty of choosing the Two Hundred Pounds Sterling instead of the Annuity payable to him gift during life shall not be deemed a part or any relation whatever except only wife, son Charles and his children and my said daughter Beulah Higinbotham.—And lastly I appoint and ordain my son-in-law Henry Bancroft, my Grandson Charles Alexander, Thomas Taylor of Manchester Hinds and William Oates of Thorn and John Chapman Executors of My Will, trusting their Administration and Executorship accordingly to this my last Will September Fourth day in the Twelfth year of Our Gracious Lady Ann, by the Grace of God, Queen of England, Scotland, Wales and Ireland. [1713] (9. B.) John Higinbotham (Seal—Tudor Rose)

Sealed and signed by the within named John Higinbotham Testator for and as his last Will being written on three sheets of pieces of paper Empure. (4th

September 1713). John Ch [other 2 pages] (Copied from England, September 19, 193

THOMAS BANCROFT'S LA (Copied by Rosamund Carpenter, England, December 1937.)

I Thos. Bancroft of Stockport disposed to my bodily health God for it do make public First and principally I be mercy and by the meritts Christ to be partaker of buried interred at the Dis funeral expenses and the discharged out of my Effect to satisfy the Legacies h & store goods and grocery t

Item I give & bequest to pounds and to my sister Stockport to be at her sol do also bequest to my six Mary and Elizabeth, son hundred and twenty pound each shall severally & resp it is my will & mind that to die before they attain to shall be paid by my Executors share alike. I also give n Fifty pounds to be paid whe

Also to my friend & at and two of my best suit Higinbotham my grandf mourning ring, and to Ma pounds and all the resid Benjamin and John Banc and Elizabeth Bancroft I that my executors shall demnified out of the whol & Doings. Signed and seal

In the presence of Th 1738 by Benjamin Bancro was a very large Estate.)

THE WILL OF CHARLES dated March 9, 1736. (Copied by Rosamund Carpenter-Holli

I Charles Alexander of and perfect memory prais Testament in manner and and probate of this my Wil